

Message

From: Rousey, Toni [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0A8689A4B02041058AECBB2626D5834B-TROUSEY]
Sent: 8/3/2020 1:29:28 PM
To: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]; McCleary, James [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=ad533400468d4100bcc33faa245a942c-JMcClear]
Subject: FW: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Friday, July 31, 2020 11:26 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 5:26 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

See if this works.

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 5:06 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 4:04 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated
Importance: High

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks!

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 11:07 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 11:06 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 10:57 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

This is great, thank you Toni!

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 10:35 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Rousey, Toni <Rousey.Toni@epa.gov>
Sent: Wednesday, July 29, 2020 10:29 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) —
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 9:21 AM
To: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 9:05 AM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
c: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 4:01 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo
U.S. EPA
202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
c: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 1:53 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 12:18 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis
<Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David
<Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>
Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Message

From: Rousey, Toni [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0A8689A4B02041058AECBB2626D5834B-TROUSEY]
Sent: 8/2/2020 10:57:18 PM
To: Young-Mackall, Robersena (Robbie) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=12829dda12b54ab3b137aa3db936d665-ryoung03]; Coogan, Daniel [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7aa3c293e3f94fe6a0132382b42f0b23-Dcoogan]
CC: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan

You are correct!

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (**FACMD**)
Office of Resources and Business Operations (ORBO) —
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 10:35 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Rousey, Toni <Rousey.Toni@epa.gov>
Sent: Wednesday, July 29, 2020 10:29 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) --
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 9:21 AM
To: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 9:05 AM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 4:01 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo
U.S. EPA
202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 1:53 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons

Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Friday, July 24, 2020 12:18 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;

Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis <Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>

Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Rousey, Toni [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0A8689A4B02041058AECBB2626D5834B-TROUSEY]
Sent: 7/31/2020 4:02:56 PM
To: Coogan, Daniel [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7aa3c293e3f94fe6a0132382b42f0b23-Dcoogan]
CC: Young-Mackall, Robersena (Robbie) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=12829dda12b54ab3b137aa3db936d665-ryoung03]; Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]; Green, Eugene [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c2dbb63d76fb41039e3cfa426af1c69e-Green, Eugene]
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (**FACMD**)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Friday, July 31, 2020 11:57 AM
To: Rousey, Toni <Rousey.Toni@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Green, Eugene <Green.Eugene@epa.gov>
Subject: Re: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

On Jul 31, 2020, at 11:50 AM, Rousey, Toni <Rousey.Toni@epa.gov> wrote:

Hi Dan

Ex. 5 Deliberative Process (DP)

Thanks,

Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) --
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Friday, July 31, 2020 11:26 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 5:26 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

See if this works.

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 5:06 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 4:04 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>

Subject: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated
Importance: High

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks!

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 11:07 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
c: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 11:06 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 10:57 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 10:35 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Rousey, Toni <Rousey.Toni@epa.gov>
Sent: Wednesday, July 29, 2020 10:29 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 9:21 AM
To: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 9:05 AM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 4:01 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo
U.S. EPA
202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
c: 202-355-4943

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 1:53 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 12:18 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis <Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>
Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Message

From: Young-Mackall, Robersena (Robbie) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12829DDA12B54AB3B137AA3DB936D665-RYOUNG03]
Sent: 7/30/2020 3:08:55 PM
To: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
Subject: FW: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated
Attachments: Membership Nomination Process Overview(vs2)_7_29_2020.docx

Oscar,

FYI -Here it is.

From: Young-Mackall, Robersena (Robbie)
Sent: Wednesday, July 29, 2020 5:26 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

See if this works.

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 5:06 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 4:04 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated
Importance: High

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks!

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 11:07 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 11:06 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 10:57 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

This is great, thank you Toni!

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 10:35 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Rousey, Toni <Rousey.Toni@epa.gov>
Sent: Wednesday, July 29, 2020 10:29 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 9:21 AM
To: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 9:05 AM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 4:01 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo
U.S. EPA
202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan

Acting Director, Office of Resources and Business Operations

Office of Mission Support

o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Tuesday, July 28, 2020 1:53 PM

To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons

Acting Associate General Counsel

Cross-Cutting Issues Law Office

U.S. Environmental Protection Agency

Tel. 202-564-3649

WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Sent: Tuesday, July 28, 2020 1:51 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>

Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,

Oscar

202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 12:18 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis
<Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David
<Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>
Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Young-Mackall, Robersena (Robbie) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12829DDA12B54AB3B137AA3DB936D665-RYOUNG03]
Sent: 7/30/2020 1:24:37 PM
To: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
Subject: action -Comment Periods Open During Time Science Directive Invalidated

Hi Oscar,

Ex. 5 Deliberative Process (DP)

Thanks much!

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 9:05 AM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 4:01 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 1:53 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 12:18 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis
<Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David
<Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>
Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Young-Mackall, Robbersena (Robbie) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12829DDA12B54AB3B137AA3DB936D665-RYOUNG03]
Sent: 7/29/2020 2:34:36 PM
To: Coogan, Daniel [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7aa3c293e3f94fe6a0132382b42f0b23-Dcoogan]
CC: Rousey, Toni [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0a8689a4b02041058aecbb2626d5834b-TRousey]; Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Rousey, Toni <Rousey.Toni@epa.gov>
Sent: Wednesday, July 29, 2020 10:29 AM
To: Young-Mackall, Robbersena (Robbie) <Young-Mackall.Robbersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (**FACMD**)
Office of Resources and Business Operations (ORBO) --
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Young-Mackall, Robbersena (Robbie) <Young-Mackall.Robbersena@epa.gov>
Sent: Wednesday, July 29, 2020 9:21 AM
To: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 9:05 AM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan

Acting Director, Office of Resources and Business Operations

Office of Mission Support

o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Sent: Tuesday, July 28, 2020 4:01 PM

To: Coogan, Daniel <Coogan.Daniel@epa.gov>

Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,

Oscar

Oscar Carrillo

U.S. EPA

202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan

Acting Director, Office of Resources and Business Operations

Office of Mission Support

o: 202-564-1862

c: 202-355-4943

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Sent: Tuesday, July 28, 2020 3:02 PM

To: Coogan, Daniel <Coogan.Daniel@epa.gov>

Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>

Sent: Tuesday, July 28, 2020 2:51 PM

To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan

Acting Director, Office of Resources and Business Operations

Office of Mission Support

o: 202-564-1862

c: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Tuesday, July 28, 2020 1:53 PM

To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons

Acting Associate General Counsel

Cross-Cutting Issues Law Office

U.S. Environmental Protection Agency

Tel. 202-564-3649

WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Sent: Tuesday, July 28, 2020 1:51 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>

Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 12:18 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis
<Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David
<Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>
Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Young-Mackall, Robbersena (Robbie) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12829DDA12B54AB3B137AA3DB936D665-RYOUNG03]
Sent: 7/29/2020 1:27:55 PM
To: Coogan, Daniel [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7aa3c293e3f94fe6a0132382b42f0b23-Dcoogan]; Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

We are checking now.

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 9:05 AM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robbersena (Robbie) <Young-Mackall.Robbersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 4:01 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Young-Mackall, Robbersena (Robbie) <Young-Mackall.Robbersena@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo
U.S. EPA
202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 1:53 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel

Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Friday, July 24, 2020 12:18 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;

Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis <Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>

Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Coogan, Daniel [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7AA3C293E3F94FE6A0132382B42F0B23-DCOOGAN]
Sent: 7/28/2020 8:01:32 PM
To: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
CC: Young-Mackall, Robersena (Robbie) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=12829dda12b54ab3b137aa3db936d665-ryoung03]
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Perfect—thanks!

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 4:01 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo
U.S. EPA
202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 1:53 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 12:18 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis
<Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David

<Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>

Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Young-Mackall, Robersena (Robbie) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12829DDA12B54AB3B137AA3DB936D665-RYOUNG03]
Sent: 7/28/2020 5:53:31 PM
To: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

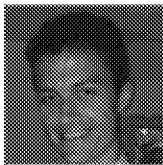
Thank you!

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347



Daniel Coogan
OMS
Program Analyst
OMS-ORBO
(202) 564-1862 Work
Ex. 5 Personal Privacy (PP) Mobile
Coogan.Daniel@epa.gov
Coogan.Daniel@epa.gov
1200 Pennsylvania Ave NW
Washington, DC 20460

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel

Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Friday, July 24, 2020 12:18 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis <Voyles.Travis@epa.gov>;

Brazauskas, Joseph <brazauskas.joseph@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>

Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Young-Mackall, Robersena (Robbie) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12829DDA12B54AB3B137AA3DB936D665-RYOUNG03]
Sent: 7/28/2020 4:45:27 PM
To: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 12:44 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Robbie,

Ex. 5 Deliberative Process (DP)

Thanks,
Oscar

Ex. 5 Deliberative Process (DP)

From: Carrillo, Oscar
Sent: Tuesday, July 28, 2020 12:27 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Friday, July 24, 2020 12:18 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis <Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>

Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Rousey, Toni [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0A8689A4B02041058AECBB2626D5834B-TROUSEY]
Sent: 7/24/2020 6:18:20 PM
To: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
Subject: FW: Request to reopen nomination process for EPA advisory committees

Here is the email I sent to the FACMD team.

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Rousey, Toni <Rousey.Toni@epa.gov>
Sent: Tuesday, July 21, 2020 4:09 PM
To: McCleary, James <McCleary.James@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Green, Eugene <Green.Eugene@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Request to reopen nomination process for EPA advisory committees

FACMD

Here is OGC's response!

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Green, Noelle <Green.Noelle@epa.gov>
Sent: Tuesday, July 21, 2020 4:03 PM
To: Rousey, Toni <Rousey.Toni@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>
Subject: RE: Request to reopen nomination process for EPA advisory committees

Hi Toni,

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Thanks,

Noelle Green

Attorney-Advisor

Cross-Cutting Issues Law Office

Office of General Counsel

U.S. Environmental Protection Agency

1200 Pennsylvania Avenue, Northwest

Washington, DC 20460

(202) 564-1236

green.noelle@epa.gov

From: Rousey, Toni <Rousey.Toni@epa.gov>

Sent: Tuesday, July 21, 2020 3:50 PM

To: Green, Noelle <Green.Noelle@epa.gov>

Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Rousey, Toni <Rousey.Toni@epa.gov>

Subject: RE: Request to reopen nomination process for EPA advisory committees

Noelle

Ex. 5 Attorney Client (AC)

Thanks,

Toni

Toni Rousey ~ Committee Management Officer (CMO)

Federal Advisory Committee Management Division (FACMD)

Office of Resources and Business Operations (ORBO) —

Office of Mission Support (OMS)

Work: 202-564-5356 ~ Email: rousev.toni@epa.gov

From: Green, Noelle <Green.Noelle@epa.gov>

Sent: Tuesday, July 21, 2020 3:36 PM

To: Rousey, Toni <Rousey.Toni@epa.gov>

Subject: RE: Request to reopen nomination process for EPA advisory committees

Hi Toni,

Ex. 5 Attorney Client (AC)

Thanks!

Noelle Green

Attorney-Advisor

Cross-Cutting Issues Law Office

Office of General Counsel

U.S. Environmental Protection Agency

1200 Pennsylvania Avenue, Northwest

Washington, DC 20460
(202) 564-1236
green.noelle@epa.gov

From: Rousey, Toni <Rousey.Toni@epa.gov>
Sent: Tuesday, July 21, 2020 3:23 PM
To: Green, Noelle <Green.Noelle@epa.gov>
Subject: FW: Request to reopen nomination process for EPA advisory committees

Hi Noelle

Ex. 5 Attorney Client (AC)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) --
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 21, 2020 3:11 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: McCleary, James <McCleary.James@epa.gov>; Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Request to reopen nomination process for EPA advisory committees

Hi Robbie,

Ex. 5 Deliberative Process (DP)

Cheers,
Oscar



Oscar Carrillo, M.P.Aff, Designated Federal Officer NAC/GAC | U.S. Environmental Protection Agency
| 1200 Pennsylvania Ave, NW, (MC-1601-M) | Washington DC 20460 |
Work 202.564.0347 | cell: 202-262-8405

From: Genna Reed <GReed@ucsusa.org>
Sent: Tuesday, July 21, 2020 1:25 PM
To: Wheeler, Andrew <wheeler.andrew@epa.gov>
Cc: Louie, Nica <Louie.Nica@epa.gov>; Araujo, Javier <Araujo.Javier@epa.gov>; Armitage, Thomas <Armitage.Thomas@epa.gov>; O'Farrell, Thomas <OFarrell.Thomas@epa.gov>; gantner.ann-marie@epa.gov; Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Jenkins, Fred <jenkins.fred@epa.gov>; Tracy, Tom <Tracy.Tom@epa.gov>; Subramanian, Hema <Subramanian.Hema@epa.gov>; Tejada, Matthew <Tejada.Matthew@epa.gov>; Chu, Ed <Chu.Ed@epa.gov>; Jewell, Shannon <jewell.shannon@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Weinstock,

Larry <Weinstock.Larry@epa.gov>; Barnes, Edlynzia <Barnes.Edlynzia@epa.gov>; eargle.frances@epa.gov; Ward, Tracey <Ward.Tracey@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Yeow, Aaron <Yeow.Aaron@epa.gov>; O'Farrell, Thomas <OFarrell.Thomas@epa.gov>; Green, Eugene <Green.Eugene@epa.gov>

Subject: Request to reopen nomination process for EPA advisory committees

July 21, 2020

Dear Administrator Wheeler:

The undersigned organizations call upon EPA to reopen the nominations process for its advisory committees to solicit nominations of individuals EPA previously deemed ineligible to serve because of their receipt of EPA grant funding, and to reinstate individuals to committees from which they were unjustifiably removed. EPA's 2017 directive restricting individuals with grant funding from serving on committees was struck down in June by the U.S. District Court for the Southern District of New York, which ruled that the policy was arbitrary and capricious under the Administrative Procedure Act.^[i] Soon after, the U.S. Court of Appeals for the D.C. Circuit agreed that the directive was illegal, ruling that EPA failed to give a rational explanation for its decision to exclude highly qualified grantees and failed to obtain the approval of the Office of Government Ethics.^[ii] These decisions came after the U.S. Court of Appeals for the First Circuit rejected EPA's argument that the directive was not judicially reviewable.^[iii] EPA has now announced that it will no longer apply this illegal policy.^[iv]

EPA grants are funded through a highly competitive process on the basis of merit and promise. Recipients tend to be among the most knowledgeable experts on the issues upon which EPA is seeking advice. That is why, when this Administration issued a directive preventing such individuals from serving on advisory committees, so many took notice and spoke out in opposition.^[v] Now that the directive has been rescinded, the Agency must ensure that the most qualified individuals in their fields have the opportunity to advise on critical science and policy issues.

Many EPA grant-funded scientists are at the top of their fields and possess critical, or even irreplaceable, highly relevant knowledge that the Agency needs to make health-protective and scientifically defensible policy decisions. In light of this and the Courts' decisions noted above, EPA should now provide an opportunity for EPA grant-funded experts to apply for or be nominated to positions on all EPA advisory committees. This should be done immediately for those committees for which EPA is already in the process of identifying candidates: EPA's Science Advisory Board and subcommittees,^[vi] Science Advisory Committee on Chemicals,^[vii] National Drinking Water Advisory Council,^[viii] and National and Environmental Government Committees.^[ix]

Further, for all individuals who were removed from boards or whose terms were not renewed because they were receiving EPA funding between the time the 2017 policy was announced and the present, EPA should notify them of the change in policy, solicit their interest, and, if the individuals are interested, reinstate them onto the advisory committees on which they previously served.

Without consideration of all such eligible scientists, EPA will continue to receive insufficient science advice. Thus, we further call upon the Agency to suspend any ongoing process to fill positions on these advisory committees until the restoration of committees and the nominations process for experts EPA previously deemed ineligible is completed. These steps would not address prior flawed changes made to advisory committees' composition and structure, such as those made to the Clean Air Scientific Advisory Committee for the particulate matter NAAQS review.^[x] However, they would at least allow for a more diverse, qualified, and independent composition on EPA's advisory committees and would better ensure the Agency receives the best available science advice on matters protecting the environment and public health. If you have any questions or require additional information, please contact Genna Reed at the Union of Concerned Scientists at GReed@ucsusa.org.

Sincerely,

Center for Science and Democracy, Union of Concerned Scientists
Earthjustice
Environmental Defense Fund

International Society for Children's Health and the Environment
Natural Resources Defense Council
Physicians for Social Responsibility
Protect Democracy

CC:

Nica Louie, DFO Children's Health Protection Advisory Committee
Javier Araujo, DFO National Environmental Education Advisory Board
Thomas Armitage, DFO Science Advisory Board
Thomas O'Farrell, DFO Human Studies Review Board
Ann-Marie Gantner, DFO Good Neighbor Environmental Board
Oscar Carrillo, DFO National Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation and the Governmental Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation
Fred Jenkins, DFO Hazardous Waste Electronic Manifest System Advisory Board
Thomas Tracy, DFO Board of Scientific Counselors
Hema Subramian, DFO Farm, Ranch and Rural Communities Advisory Committee
Matthew Tejada, DFO National Environmental Justice Advisory Council
Edward Chu, DFO Environmental Financial Advisory Board
Shannon Jewell, DFO Pesticide Program Dialogue Committee
Steven M. Knott, DFO Science Advisory Committee on Chemicals; FIFRA SAP Panel
Larry Weinstock, DFO Clean Air Act Advisory Committee
Edlynzia Barnes, DFO Great Lakes Advisory Board
Frances Eargle, DFO Local Government Advisory Committee
Tracey M. Ward, DFO National Drinking Water Advisory Council
Aaron Yeow, DFO Clean Air Scientific Advisory Committee

Genna Reed
Lead Science & Policy Analyst, Center for Science and Democracy
she / her / hers

Union of Concerned Scientists | 1825 K Street NW, Suite 800 | Washington, D.C. 20006
Phone: 202-331-6940 | Email: GReed@ucsusa.org

.....

.....

.....

.....

.....

.....

-
- [i] *Nat. Res. Def. Council, Inc. v. U.S. Envtl. Prot. Agency*, 438 F. Supp. 3d 220 (S.D.N.Y. 2020).
- [ii] *Physicians for Soc. Responsibility v. Wheeler*, 956 F.3d 634 (D.C. Cir. 2020).
- [iii] *Union of Concerned Scientists v. Wheeler*, 954 F.3d 11 (1st Cir. 2020).
- [iv] U.S. Environmental Protection Agency (EPA). 2020. EPA Will Not Appeal Adverse SDNY Decision Regarding October 31, 2017 Federal Advisory Committee Directive, June 24. Online at <https://www.epa.gov/newsreleases/epa-will-not-appeal-adverse-sdny-decision-regarding-october-31-2017-federal-advisory>, Accessed July 15, 2020.
- [v] Union of Concerned Scientists. 2020. Pruitt Actions on EPA Advisory Board Undermine Independent Science, Put Americans at Risk, October 31. Online at <https://ucsusa.org/about/news/pruitt-actions-epa-advisory-board>, Accessed July 15, 2020.
- [vi] EPA. Request for Nominations of Candidates to the EPA's Science Advisory Board (SAB) and SAB Standing Committees. Federal Register 85, no. 63 (April 1, 2020):18225. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-01/pdf/2020-06660.pdf>, Accessed July 15, 2020.
- [vii] EPA. TSCA Science Advisory Committee on Chemicals; Request for Nominations. Federal Register 85, no. 55 (March 20, 2020):16094. Online at <https://www.govinfo.gov/content/pkg/FR-2020-03-20/pdf/2020-05827.pdf>, Accessed July 15, 2020.
- [viii] EPA. The National Drinking Water Advisory Council: Request for Nominations. Federal Register 85, no. 114 (June 12, 2020):35930. Online at <https://www.govinfo.gov/content/pkg/FR-2020-06-12/pdf/2020-12727.pdf>, Accessed July 15, 2020.
- [ix] EPA. Request for Nominations to the National and Governmental Advisory Committees to the U.S. Representative to the Commission for Environmental Cooperation. Federal Register 85, no. 70 (April 10, 2020): 20267. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-10/pdf/2020-07527.pdf>, Accessed July 15, 2020.
- [x] Independent Particulate Matter Review Panel. 2020. The Need for a Tighter Particulate-Matter Air-Quality Standard, June 10. *New England Journal of Medicine*. DOI: 10.1056/NEJMs2011009. Online at <https://www.nejm.org/doi/full/10.1056/NEJMs2011009>, Accessed July 15, 2020.

Message

From: Young-Mackall, Robersena (Robbie) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12829DDA12B54AB3B137AA3DB936D665-RYOUNG03]
Sent: 7/22/2020 2:43:50 PM
To: Rousey, Toni [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0a8689a4b02041058aecbb2626d5834b-TRousey]; McCleary, James [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=ad533400468d4100bcc33faa245a942c-JMcClear]; Ack, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e8619e5f7af54c0487851b52523db253-DAck]
CC: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]; Green, Eugene [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c2dbb63d76fb41039e3cfa426af1c69e-Green, Eugene]
Subject: FW: Incoming Correspondence - AX-20-000-6119
Attachments: 20-000-6119.pdf; Control Slip AX-6119.pdf

For our meeting at 11:00.

-----Original Message-----

From: Braxton, Marilyn <Braxton.Marilyn@epa.gov>
Sent: Tuesday, July 21, 2020 4:55 PM
To: Vizian, Donna <Vizian.Donna@epa.gov>; Hitchens, Lynnann <hitchens.lynnann@epa.gov>; Zeckman, David <zeckman.david@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>; Jablonski, Janice <jablonski.janice@epa.gov>; Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Carter-Jenkins, Shakeba <Carter-Jenkins.Shakeba@epa.gov>; Bell, Matthew <Bell.Matthew@epa.gov>; Gantt, Melissa <Gantt.Melissa@epa.gov>
Subject: Incoming Correspondence - AX-20-000-6119

Hi all: Please see the attached incoming correspondence. Subject: Request to reopen nomination process for EPA advisory committees, due date Aug 5, 2020.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Regards,
Marilyn

Marilyn A. Braxton, Chief of Staff

Office of Mission Support, US Environmental Protection Agency braxton.marilyn@epa.gov | 202-564-8192 | 202-236-3228 (mobile) | WJC North 3330C Mailing Address: 1200 Pennsylvania Avenue, NW, Washington, DC 20460, Mail Code: 3101A
(Hours: 8:30am - 6:00pm, compressed 2nd Friday)

Message

From: Rousey, Toni [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0A8689A4B02041058AECBB2626D5834B-TROUSEY]
Sent: 7/21/2020 7:59:23 PM
To: Young-Mackall, Robersena (Robbie) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=12829dda12b54ab3b137aa3db936d665-ryoung03]; McCleary, James [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=ad533400468d4100bcc33faa245a942c-JMcClear]; Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]; Green, Eugene [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c2dbb63d76fb41039e3cfa426af1c69e-Green, Eugene]
Subject: RE: Request to reopen nomination process for EPA advisory committees
Attachments: RE: Request to reopen nomination process for EPA advisory committees

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 21, 2020 3:23 PM
To: McCleary, James <McCleary.James@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Request to reopen nomination process for EPA advisory committees

Jim,

Ex. 5 Deliberative Process (DP)

Thanks.

From: McCleary, James <McCleary.James@epa.gov>
Sent: Tuesday, July 21, 2020 3:20 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Request to reopen nomination process for EPA advisory committees

Ex. 5 Deliberative Process (DP)

Jim McCleary
US Environmental Protection Agency
Office of Mission Support
Federal Advisory Committee Management Division
202-564-5386
mccleary.james@epa.gov

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 21, 2020 3:11 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: McCleary, James <McCleary.James@epa.gov>; Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Request to reopen nomination process for EPA advisory committees

Hi Robbie,

Ex. 5 Deliberative Process (DP)

Cheers,
Oscar



Oscar Carrillo, M.P.Aff, Designated Federal Officer NAC/GAC | U.S. Environmental Protection Agency
| 1200 Pennsylvania Ave, NW, (MC-1601-M) | Washington DC 20460 |
Work 202.564.0347 | cell: 202-262-8405

From: Genna Reed <GReed@ucsusa.org>
Sent: Tuesday, July 21, 2020 1:25 PM
To: Wheeler, Andrew <wheeler.andrew@epa.gov>
Cc: Louie, Nica <Louie.Nica@epa.gov>; Araujo, Javier <Araujo.Javier@epa.gov>; Armitage, Thomas <Armitage.Thomas@epa.gov>; O'Farrell, Thomas <O'Farrell.Thomas@epa.gov>; gantner.ann-marie@epa.gov; Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Jenkins, Fred <jenkins.fred@epa.gov>; Tracy, Tom <Tracy.Tom@epa.gov>; Subramanian, Hema <Subramanian.Hema@epa.gov>; Tejada, Matthew <Tejada.Matthew@epa.gov>; Chu, Ed <Chu.Ed@epa.gov>; Jewell, Shannon <jewell.shannon@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Weinstock, Larry <Weinstock.Larry@epa.gov>; Barnes, Edlynzia <Barnes.Edlynzia@epa.gov>; eargle.frances@epa.gov; Ward, Tracey <Ward.Tracey@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Yeow, Aaron <Yeow.Aaron@epa.gov>; O'Farrell, Thomas <O'Farrell.Thomas@epa.gov>; Green, Eugene <Green.Eugene@epa.gov>
Subject: Request to reopen nomination process for EPA advisory committees

July 21, 2020

Dear Administrator Wheeler:

The undersigned organizations call upon EPA to reopen the nominations process for its advisory committees to solicit nominations of individuals EPA previously deemed ineligible to serve because of their receipt of EPA grant funding, and to reinstate individuals to committees from which they were unjustifiably removed. EPA's 2017 directive restricting individuals with grant funding from serving on committees was struck down in June by the U.S. District Court for the Southern District of New York, which ruled that the policy was arbitrary and capricious under the Administrative

Procedure Act.^[i] Soon after, the U.S. Court of Appeals for the D.C. Circuit agreed that the directive was illegal, ruling that EPA failed to give a rational explanation for its decision to exclude highly qualified grantees and failed to obtain the approval of the Office of Government Ethics.^[ii] These decisions came after the U.S. Court of Appeals for the First Circuit rejected EPA's argument that the directive was not judicially reviewable.^[iii] EPA has now announced that it will no longer apply this illegal policy.^[iv]

EPA grants are funded through a highly competitive process on the basis of merit and promise. Recipients tend to be among the most knowledgeable experts on the issues upon which EPA is seeking advice. That is why, when this Administration issued a directive preventing such individuals from serving on advisory committees, so many took notice and spoke out in opposition.^[v] Now that the directive has been rescinded, the Agency must ensure that the most qualified individuals in their fields have the opportunity to advise on critical science and policy issues.

Many EPA grant-funded scientists are at the top of their fields and possess critical, or even irreplaceable, highly relevant knowledge that the Agency needs to make health-protective and scientifically defensible policy decisions. In light of this and the Courts' decisions noted above, EPA should now provide an opportunity for EPA grant-funded experts to apply for or be nominated to positions on all EPA advisory committees. This should be done immediately for those committees for which EPA is already in the process of identifying candidates: EPA's Science Advisory Board and subcommittees,^[vi] Science Advisory Committee on Chemicals,^[vii] National Drinking Water Advisory Council,^[viii] and National and Environmental Government Committees.^[ix]

Further, for all individuals who were removed from boards or whose terms were not renewed because they were receiving EPA funding between the time the 2017 policy was announced and the present, EPA should notify them of the change in policy, solicit their interest, and, if the individuals are interested, reinstate them onto the advisory committees on which they previously served.

Without consideration of all such eligible scientists, EPA will continue to receive insufficient science advice. Thus, we further call upon the Agency to suspend any ongoing process to fill positions on these advisory committees until the restoration of committees and the nominations process for experts EPA previously deemed ineligible is completed. These steps would not address prior flawed changes made to advisory committees' composition and structure, such as those made to the Clean Air Scientific Advisory Committee for the particulate matter NAAQS review.^[x] However, they would at least allow for a more diverse, qualified, and independent composition on EPA's advisory committees and would better ensure the Agency receives the best available science advice on matters protecting the environment and public health. If you have any questions or require additional information, please contact Genna Reed at the Union of Concerned Scientists at GReed@ucsusa.org.

Sincerely,

Center for Science and Democracy, Union of Concerned Scientists
Earthjustice
Environmental Defense Fund
International Society for Children's Health and the Environment
Natural Resources Defense Council
Physicians for Social Responsibility
Protect Democracy

CC:

Nica Louie, DFO Children's Health Protection Advisory Committee
Javier Araujo, DFO National Environmental Education Advisory Board
Thomas Armitage, DFO Science Advisory Board
Thomas O'Farrell, DFO Human Studies Review Board
Ann-Marie Gantner, DFO Good Neighbor Environmental Board

Oscar Carrillo, DFO National Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation and the Governmental Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation
Fred Jenkins, DFO Hazardous Waste Electronic Manifest System Advisory Board
Thomas Tracy, DFO Board of Scientific Counselors
Hema Subramian, DFO Farm, Ranch and Rural Communities Advisory Committee
Matthew Tejada, DFO National Environmental Justice Advisory Council
Edward Chu, DFO Environmental Financial Advisory Board
Shannon Jewell, DFO Pesticide Program Dialogue Committee
Steven M. Knott, DFO Science Advisory Committee on Chemicals; FIFRA SAP Panel
Larry Weinstock, DFO Clean Air Act Advisory Committee
Edlynzia Barnes, DFO Great Lakes Advisory Board
Frances Eargle, DFO Local Government Advisory Committee
Tracey M. Ward, DFO National Drinking Water Advisory Council
Aaron Yeow, DFO Clean Air Scientific Advisory Committee

Genna Reed
Lead Science & Policy Analyst, Center for Science and Democracy
she / her / hers

Union of Concerned Scientists | 1825 K Street NW, Suite 800 | Washington, D.C. 20006
Phone: 202-331-6940 | Email: GReed@ucsusa.org

[i] *Nat. Res. Def. Council, Inc. v. U.S. Envtl. Prot. Agency*, 438 F. Supp. 3d 220 (S.D.N.Y. 2020).

[ii] *Physicians for Soc. Responsibility v. Wheeler*, 956 F.3d 634 (D.C. Cir. 2020).

[iii] *Union of Concerned Scientists v. Wheeler*, 954 F.3d 11 (1st Cir. 2020).

[iv] U.S. Environmental Protection Agency (EPA). 2020. EPA Will Not Appeal Adverse SDNY Decision Regarding October 31, 2017 Federal Advisory Committee Directive, June 24. Online at <https://www.epa.gov/newsreleases/epa-will-not-appeal-adverse-sdny-decision-regarding-october-31-2017-federal-advisory>, Accessed July 15, 2020.

[v] Union of Concerned Scientists. 2020. Pruitt Actions on EPA Advisory Board Undermine Independent Science, Put Americans at Risk, October 31. Online at <https://ucsusa.org/about/news/pruitt-actions-epa-advisory-board>, Accessed July 15, 2020.

[vi] EPA. Request for Nominations of Candidates to the EPA's Science Advisory Board (SAB) and SAB Standing Committees. Federal Register 85, no. 63 (April 1, 2020):18225. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-01/pdf/2020-06660.pdf>, Accessed July 15, 2020.

[vii] EPA. TSCA Science Advisory Committee on Chemicals; Request for Nominations. Federal Register 85, no. 55 (March 20, 2020):16094. Online at <https://www.govinfo.gov/content/pkg/FR-2020-03-20/pdf/2020-05827.pdf>, Accessed July 15, 2020.

[viii] EPA. The National Drinking Water Advisory Council: Request for Nominations. Federal Register 85, no. 114 (June 12, 2020):35930. Online at <https://www.govinfo.gov/content/pkg/FR-2020-06-12/pdf/2020-12727.pdf>, Accessed July 15, 2020.

[ix] EPA. Request for Nominations to the National and Governmental Advisory Committees to the U.S. Representative to the Commission for Environmental Cooperation. Federal Register 85, no. 70 (April 10, 2020): 20267. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-10/pdf/2020-07527.pdf>, Accessed July 15, 2020.

^[x] Independent Particulate Matter Review Panel. 2020. The Need for a Tighter Particulate-Matter Air-Quality Standard, June 10. *New England Journal of Medicine*. DOI: 10.1056/NEJMs2011009. Online at <https://www.nejm.org/doi/full/10.1056/NEJMs2011009>, Accessed July 15, 2020.

Message

From: Green, Noelle [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=9EC442D76BA547F681CBB9B52F990A97-GREEN, NOEL]
Sent: 7/21/2020 6:58:24 PM
To: Brennan, Thomas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=78caa4c8d91743c887c1bb5dc8cdb369-Thomas Brennan]
CC: Prabhu, Aditi [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4404f48570f84a5ba2a10692be5826e0-Prabhu, Aditi]
Subject: RE: Request to reopen nomination process for EPA advisory committees

Ex. 5 Attorney Client (AC)

Thanks,

Noelle Green

Attorney-Advisor
Cross-Cutting Issues Law Office
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, Northwest
Washington, DC 20460
(202) 564-1236
green.noelle@epa.gov

From: Brennan, Thomas <Brennan.Thomas@epa.gov>
Sent: Tuesday, July 21, 2020 2:28 PM
To: Green, Noelle <Green.Noelle@epa.gov>
Subject: RE: Request to reopen nomination process for EPA advisory committees

FYI

Begin forwarded message:

From: "Yeow, Aaron" <Yeow.Aaron@epa.gov>
Date: July 21, 2020 at 1:36:36 PM EDT
To: AO SAB EVERYONE <AO_SAB_EVERYONE@epa.gov>
Subject: FW: Request to reopen nomination process for EPA advisory committees

From: Genna Reed <GReed@ucsusa.org>
Sent: Tuesday, July 21, 2020 1:25 PM
To: Wheeler, Andrew <wheeler.andrew@epa.gov>
Cc: Louie, Nica <Louie.Nica@epa.gov>; Araujo, Javier <Araujo.Javier@epa.gov>; Armitage, Thomas <Armitage.Thomas@epa.gov>; O'Farrell, Thomas <O'Farrell.Thomas@epa.gov>; gantner.ann-marie@epa.gov; Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Jenkins, Fred <jenkins.fred@epa.gov>; Tracy, Tom <Tracy.Tom@epa.gov>; Subramanian, Hema <Subramanian.Hema@epa.gov>; Tejada, Matthew <Tejada.Matthew@epa.gov>; Chu, Ed <Chu.Ed@epa.gov>; Jewell, Shannon <jewell.shannon@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Weinstock, Larry <Weinstock.Larry@epa.gov>; Barnes, Edlynzia <Barnes.Edlynzia@epa.gov>; eargle.frances@epa.gov; Ward, Tracey <Ward.Tracey@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Yeow, Aaron <Yeow.Aaron@epa.gov>; O'Farrell, Thomas <O'Farrell.Thomas@epa.gov>; Green, Eugene <Green.Eugene@epa.gov>
Subject: Request to reopen nomination process for EPA advisory committees

July 21, 2020

Dear Administrator Wheeler:

The undersigned organizations call upon EPA to reopen the nominations process for its advisory committees to solicit nominations of individuals EPA previously deemed ineligible to serve because of their receipt of EPA grant funding, and to reinstate individuals to committees from which they were unjustifiably removed. EPA's 2017 directive restricting individuals with grant funding from serving on committees was struck down in June by the U.S. District Court for the Southern District of New York, which ruled that the policy was arbitrary and capricious under the Administrative Procedure Act.^[i] Soon after, the U.S. Court of Appeals for the D.C. Circuit agreed that the directive was illegal, ruling that EPA failed to give a rational explanation for its decision to exclude highly qualified grantees and failed to obtain the approval of the Office of Government Ethics.^[ii] These decisions came after the U.S. Court of Appeals for the First Circuit rejected EPA's argument that the directive was not judicially reviewable.^[iii] EPA has now announced that it will no longer apply this illegal policy.^[iv]

EPA grants are funded through a highly competitive process on the basis of merit and promise. Recipients tend to be among the most knowledgeable experts on the issues upon which EPA is seeking advice. That is why, when this Administration issued a directive preventing such individuals from serving on advisory committees, so many took notice and spoke out in opposition.^[v] Now that the directive has been rescinded, the Agency must ensure that the most qualified individuals in their fields have the opportunity to advise on critical science and policy issues.

Many EPA grant-funded scientists are at the top of their fields and possess critical, or even irreplaceable, highly relevant knowledge that the Agency needs to make health-protective and scientifically defensible policy decisions. In light of this and the Courts' decisions noted above, EPA should now provide an opportunity for EPA grant-funded experts to apply for or be nominated to positions on all EPA advisory committees. This should be done immediately for those committees for which EPA is already in the process of identifying candidates: EPA's Science Advisory Board and subcommittees,^[vi] Science Advisory Committee on Chemicals,^[vii] National Drinking Water Advisory Council,^[viii] and National and Environmental Government Committees.^[ix]

Further, for all individuals who were removed from boards or whose terms were not renewed because they were receiving EPA funding between the time the 2017 policy was announced and the present, EPA should notify them of the change in policy, solicit their interest, and, if the individuals are interested, reinstate them onto the advisory committees on which they previously served.

Without consideration of all such eligible scientists, EPA will continue to receive insufficient science advice. Thus, we further call upon the Agency to suspend any ongoing process to fill positions on these advisory committees until the restoration of committees and the nominations process for experts EPA previously deemed ineligible is completed. These steps would not address prior flawed changes made to advisory committees' composition and structure, such as those made to the Clean Air Scientific Advisory Committee for the particulate matter NAAQS review.^[x] However, they would at least allow for a more diverse, qualified, and independent composition on EPA's advisory committees and would better ensure the Agency receives the best available science advice on matters protecting the environment and public health. If you have any questions or require additional information, please contact Genna Reed at the Union of Concerned Scientists at GReed@ucsusa.org.

Sincerely,

Center for Science and Democracy, Union of Concerned Scientists
Earthjustice
Environmental Defense Fund
International Society for Children's Health and the Environment
Natural Resources Defense Council
Physicians for Social Responsibility
Protect Democracy

CC:

Nica Louie, DFO Children's Health Protection Advisory Committee
Javier Araujo, DFO National Environmental Education Advisory Board
Thomas Armitage, DFO Science Advisory Board
Thomas O'Farrell, DFO Human Studies Review Board
Ann-Marie Gantner, DFO Good Neighbor Environmental Board
Oscar Carrillo, DFO National Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation and the Governmental Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation
Fred Jenkins, DFO Hazardous Waste Electronic Manifest System Advisory Board
Thomas Tracy, DFO Board of Scientific Counselors
Hema Subramian, DFO Farm, Ranch and Rural Communities Advisory Committee
Matthew Tejada, DFO National Environmental Justice Advisory Council
Edward Chu, DFO Environmental Financial Advisory Board
Shannon Jewell, DFO Pesticide Program Dialogue Committee
Steven M. Knott, DFO Science Advisory Committee on Chemicals; FIFRA SAP Panel
Larry Weinstock, DFO Clean Air Act Advisory Committee
Edlynzia Barnes, DFO Great Lakes Advisory Board
Frances Eargle, DFO Local Government Advisory Committee
Tracey M. Ward, DFO National Drinking Water Advisory Council
Aaron Yeow, DFO Clean Air Scientific Advisory Committee

Genna Reed
Lead Science & Policy Analyst, Center for Science and Democracy
she / her / hers

Union of Concerned Scientists | 1825 K Street NW, Suite 800 | Washington, D.C. 20006
Phone: 202-331-6940 | Email: GReed@ucsusa.org

-
- [i] *Nat. Res. Def. Council, Inc. v. U.S. Envtl. Prot. Agency*, 438 F. Supp. 3d 220 (S.D.N.Y. 2020).
- [ii] *Physicians for Soc. Responsibility v. Wheeler*, 956 F.3d 634 (D.C. Cir. 2020).
- [iii] *Union of Concerned Scientists v. Wheeler*, 954 F.3d 11 (1st Cir. 2020).
- [iv] U.S. Environmental Protection Agency (EPA). 2020. EPA Will Not Appeal Adverse SDNY Decision Regarding October 31, 2017 Federal Advisory Committee Directive, June 24. Online at <https://www.epa.gov/newsreleases/epa-will-not-appeal-adverse-sdny-decision-regarding-october-31-2017-federal-advisory>, Accessed July 15, 2020.
- [v] Union of Concerned Scientists. 2020. Pruitt Actions on EPA Advisory Board Undermine Independent Science, Put Americans at Risk, October 31. Online at <https://ucsusa.org/about/news/pruitt-actions-epa-advisory-board>, Accessed July 15, 2020.
- [vi] EPA. Request for Nominations of Candidates to the EPA's Science Advisory Board (SAB) and SAB Standing Committees. Federal Register 85, no. 63 (April 1, 2020):18225. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-01/pdf/2020-06660.pdf>, Accessed July 15, 2020.
- [vii] EPA. TSCA Science Advisory Committee on Chemicals; Request for Nominations. Federal Register 85, no. 55 (March 20, 2020):16094. Online at <https://www.govinfo.gov/content/pkg/FR-2020-03-20/pdf/2020-05827.pdf>, Accessed July 15, 2020.
- [viii] EPA. The National Drinking Water Advisory Council: Request for Nominations. Federal Register 85, no. 114 (June 12, 2020):35930. Online at <https://www.govinfo.gov/content/pkg/FR-2020-06-12/pdf/2020-12727.pdf>, Accessed July 15, 2020.
- [ix] EPA. Request for Nominations to the National and Governmental Advisory Committees to the U.S. Representative to the Commission for Environmental Cooperation. Federal Register 85, no. 70 (April 10, 2020): 20267. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-10/pdf/2020-07527.pdf>, Accessed July 15, 2020.
- [x] Independent Particulate Matter Review Panel. 2020. The Need for a Tighter Particulate-Matter Air-Quality Standard, June 10. *New England Journal of Medicine*. DOI: 10.1056/NEJMs2011009. Online at <https://www.nejm.org/doi/full/10.1056/NEJMs2011009>, Accessed July 15, 2020.

Message

From: Rousey, Toni [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0A8689A4B02041058AECBB2626D5834B-TROUSEY]
Sent: 7/21/2020 7:51:30 PM
To: McCleary, James [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=ad533400468d4100bcc33faa245a942c-JMcClear]; Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]; Young-Mackall, Robersena (Robbie) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=12829dda12b54ab3b137aa3db936d665-ryoung03]; Green, Eugene [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c2dbb63d76fb41039e3cfa426af1c69e-Green, Eugene]
CC: Rousey, Toni [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0a8689a4b02041058aecbb2626d5834b-TRousey]
Subject: RE: Request to reopen nomination process for EPA advisory committees

Thanks for sharing Oscar.

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: McCleary, James <McCleary.James@epa.gov>
Sent: Tuesday, July 21, 2020 3:20 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Request to reopen nomination process for EPA advisory committees

Ex. 5 Deliberative Process (DP)

Jim McCleary
US Environmental Protection Agency
Office of Mission Support
Federal Advisory Committee Management Division

202-564-5386
mccleary.james@epa.gov

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 21, 2020 3:11 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: McCleary, James <McCleary.James@epa.gov>; Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Request to reopen nomination process for EPA advisory committees

Hi Robbie,

Ex. 5 Deliberative Process (DP)

Cheers,
Oscar



Oscar Carrillo, M.P.Aff, Designated Federal Officer NAC/GAC | U.S. Environmental Protection Agency
| 1200 Pennsylvania Ave, NW, (MC-1601-M) | Washington DC 20460 |
Work 202.564.0347 | cell: 202-262-8405

From: Genna Reed <GReed@ucsusa.org>
Sent: Tuesday, July 21, 2020 1:25 PM
To: Wheeler, Andrew <wheeler.andrew@epa.gov>
Cc: Louie, Nica <Louie.Nica@epa.gov>; Araujo, Javier <Araujo.Javier@epa.gov>; Armitage, Thomas <Armitage.Thomas@epa.gov>; O'Farrell, Thomas <OFarrell.Thomas@epa.gov>; gantner.ann-marie@epa.gov; Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Jenkins, Fred <jenkins.fred@epa.gov>; Tracy, Tom <Tracy.Tom@epa.gov>; Subramanian, Hema <Subramanian.Hema@epa.gov>; Tejada, Matthew <Tejada.Matthew@epa.gov>; Chu, Ed <Chu.Ed@epa.gov>; Jewell, Shannon <jewell.shannon@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Weinstock, Larry <Weinstock.Larry@epa.gov>; Barnes, Edlynzia <Barnes.Edlynzia@epa.gov>; eargle.frances@epa.gov; Ward, Tracey <Ward.Tracey@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Yeow, Aaron <Yeow.Aaron@epa.gov>; O'Farrell, Thomas <OFarrell.Thomas@epa.gov>; Green, Eugene <Green.Eugene@epa.gov>
Subject: Request to reopen nomination process for EPA advisory committees

July 21, 2020

Dear Administrator Wheeler:

The undersigned organizations call upon EPA to reopen the nominations process for its advisory committees to solicit nominations of individuals EPA previously deemed ineligible to serve because of their receipt of EPA grant funding, and to reinstate individuals to committees from which they were unjustifiably removed. EPA's 2017 directive restricting individuals with grant funding from serving on committees was struck down in June by the U.S. District Court for the Southern District of New York, which ruled that the policy was arbitrary and capricious under the Administrative Procedure Act.^[i] Soon after, the U.S. Court of Appeals for the D.C. Circuit agreed that the directive was illegal, ruling that EPA failed to give a rational explanation for its decision to exclude highly qualified grantees and failed to obtain the approval of the Office of Government Ethics.^[ii] These decisions came after the U.S. Court of Appeals for the First Circuit rejected EPA's argument that the directive was not judicially reviewable.^[iii] EPA has now announced that it will no longer apply this illegal policy.^[iv]

EPA grants are funded through a highly competitive process on the basis of merit and promise. Recipients tend to be among the most knowledgeable experts on the issues upon which EPA is seeking advice. That is why, when this Administration issued a directive preventing such individuals from serving on advisory committees, so many took notice and spoke out in opposition.^[v] Now that the directive has been rescinded, the Agency must ensure that the most qualified individuals in their fields have the opportunity to advise on critical science and policy issues.

Many EPA grant-funded scientists are at the top of their fields and possess critical, or even irreplaceable, highly relevant knowledge that the Agency needs to make health-protective and scientifically defensible policy decisions. In light of this and the Courts' decisions noted above, EPA should now provide an opportunity for EPA grant-funded experts to apply for or be nominated to positions on all EPA advisory committees. This should be done immediately for those committees for which EPA is already in the process of identifying candidates: EPA's Science Advisory Board and subcommittees,^[vi] Science Advisory Committee on Chemicals,^[vii] National Drinking Water Advisory Council,^[viii] and National and Environmental Government Committees.^[ix]

Further, for all individuals who were removed from boards or whose terms were not renewed because they were receiving EPA funding between the time the 2017 policy was announced and the present, EPA should notify them of the change in policy, solicit their interest, and, if the individuals are interested, reinstate them onto the advisory committees on which they previously served.

Without consideration of all such eligible scientists, EPA will continue to receive insufficient science advice. Thus, we further call upon the Agency to suspend any ongoing process to fill positions on these advisory committees until the restoration of committees and the nominations process for experts EPA previously deemed ineligible is completed. These steps would not address prior flawed changes made to advisory committees' composition and structure, such as those made to the Clean Air Scientific Advisory Committee for the particulate matter NAAQS review.^[x] However, they would at least allow for a more diverse, qualified, and independent composition on EPA's advisory committees and would better ensure the Agency receives the best available science advice on matters protecting the environment and public health. If you have any questions or require additional information, please contact Genna Reed at the Union of Concerned Scientists at GReed@ucsusa.org.

Sincerely,

Center for Science and Democracy, Union of Concerned Scientists
Earthjustice
Environmental Defense Fund
International Society for Children's Health and the Environment
Natural Resources Defense Council
Physicians for Social Responsibility
Protect Democracy

CC:

Nica Louie, DFO Children's Health Protection Advisory Committee
Javier Araujo, DFO National Environmental Education Advisory Board
Thomas Armitage, DFO Science Advisory Board
Thomas O'Farrell, DFO Human Studies Review Board
Ann-Marie Gantner, DFO Good Neighbor Environmental Board
Oscar Carrillo, DFO National Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation and the Governmental Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation
Fred Jenkins, DFO Hazardous Waste Electronic Manifest System Advisory Board
Thomas Tracy, DFO Board of Scientific Counselors
Hema Subramian, DFO Farm, Ranch and Rural Communities Advisory Committee
Matthew Tejada, DFO National Environmental Justice Advisory Council

Edward Chu, DFO Environmental Financial Advisory Board
Shannon Jewell, DFO Pesticide Program Dialogue Committee
Steven M. Knott, DFO Science Advisory Committee on Chemicals; FIFRA SAP Panel
Larry Weinstock, DFO Clean Air Act Advisory Committee
Edlynzia Barnes, DFO Great Lakes Advisory Board
Frances Eargle, DFO Local Government Advisory Committee
Tracey M. Ward, DFO National Drinking Water Advisory Council
Aaron Yeow, DFO Clean Air Scientific Advisory Committee

Genna Reed
Lead Science & Policy Analyst, Center for Science and Democracy
she / her / hers

Union of Concerned Scientists | 1825 K Street NW, Suite 800 | Washington, D.C. 20006
Phone: 202-331-6940 | Email: GReed@ucsusa.org

[i] *Nat. Res. Def. Council, Inc. v. U.S. Env'tl. Prot. Agency*, 438 F. Supp. 3d 220 (S.D.N.Y. 2020).

[ii] *Physicians for Soc. Responsibility v. Wheeler*, 956 F.3d 634 (D.C. Cir. 2020).

[iii] *Union of Concerned Scientists v. Wheeler*, 954 F.3d 11 (1st Cir. 2020).

[iv] U.S. Environmental Protection Agency (EPA). 2020. EPA Will Not Appeal Adverse SDNY Decision Regarding October 31, 2017 Federal Advisory Committee Directive, June 24. Online at <https://www.epa.gov/newsreleases/epa-will-not-appeal-adverse-sdny-decision-regarding-october-31-2017-federal-advisory>, Accessed July 15, 2020.

[v] Union of Concerned Scientists. 2020. Pruitt Actions on EPA Advisory Board Undermine Independent Science, Put Americans at Risk, October 31. Online at <https://ucsusa.org/about/news/pruitt-actions-epa-advisory-board>, Accessed July 15, 2020.

[vi] EPA. Request for Nominations of Candidates to the EPA's Science Advisory Board (SAB) and SAB Standing Committees. Federal Register 85, no. 63 (April 1, 2020):18225. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-01/pdf/2020-06660.pdf>, Accessed July 15, 2020.

[vii] EPA. TSCA Science Advisory Committee on Chemicals; Request for Nominations. Federal Register 85, no. 55 (March 20, 2020):16094. Online at <https://www.govinfo.gov/content/pkg/FR-2020-03-20/pdf/2020-05827.pdf>, Accessed July 15, 2020.

[viii] EPA. The National Drinking Water Advisory Council: Request for Nominations. Federal Register 85, no. 114 (June 12, 2020):35930. Online at <https://www.govinfo.gov/content/pkg/FR-2020-06-12/pdf/2020-12727.pdf>, Accessed July 15, 2020.

[ix] EPA. Request for Nominations to the National and Governmental Advisory Committees to the U.S. Representative to the Commission for Environmental Cooperation. Federal Register 85, no. 70 (April 10, 2020): 20267. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-10/pdf/2020-07527.pdf>, Accessed July 15, 2020.

[x] Independent Particulate Matter Review Panel. 2020. The Need for a Tighter Particulate-Matter Air-Quality Standard, June 10. *New England Journal of Medicine*. DOI: 10.1056/NEJMs2011009. Online at <https://www.nejm.org/doi/full/10.1056/NEJMs2011009>, Accessed July 15, 2020.

Message

From: Young-Mackall, Robersena (Robbie) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12829DDA12B54AB3B137AA3DB936D665-RYOUNG03]
Sent: 7/21/2020 7:21:18 PM
To: Carrillo, Oscar [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c289d9c6160644bea1f7819aa8d75ebf-Ocarrill]
CC: McCleary, James [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=ad533400468d4100bcc33faa245a942c-JMcClear]; Rousey, Toni [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0a8689a4b02041058aecbb2626d5834b-TRousey]
Subject: RE: Request to reopen nomination process for EPA advisory committees

Thanks Oscar!

Ex. 5 Deliberative Process (DP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 21, 2020 3:11 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: McCleary, James <McCleary.James@epa.gov>; Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Request to reopen nomination process for EPA advisory committees

Hi Robbie,

Ex. 5 Deliberative Process (DP)

Cheers,
Oscar



Oscar Carrillo, M.P.Aff, Designated Federal Officer NAC/GAC | U.S. Environmental Protection Agency
| 1200 Pennsylvania Ave, NW, (MC-1601-M) | Washington DC 20460 |
Work 202.564.0347 | cell: 202-262-8405

From: Genna Reed <GReed@ucsusa.org>
Sent: Tuesday, July 21, 2020 1:25 PM
To: Wheeler, Andrew <wheeler.andrew@epa.gov>
Cc: Louie, Nica <Louie.Nica@epa.gov>; Araujo, Javier <Araujo.Javier@epa.gov>; Armitage, Thomas <Armitage.Thomas@epa.gov>; O'Farrell, Thomas <OFarrell.Thomas@epa.gov>; gantner.ann-marie@epa.gov; Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Jenkins, Fred <jenkins.fred@epa.gov>; Tracy, Tom <Tracy.Tom@epa.gov>; Subramanian, Hema <Subramanian.Hema@epa.gov>; Tejada, Matthew <Tejada.Matthew@epa.gov>; Chu, Ed <Chu.Ed@epa.gov>; Jewell, Shannon <jewell.shannon@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Weinstock,

Larry <Weinstock.Larry@epa.gov>; Barnes, Edlynzia <Barnes.Edlynzia@epa.gov>; eargle.frances@epa.gov; Ward, Tracey <Ward.Tracey@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Yeow, Aaron <Yeow.Aaron@epa.gov>; O'Farrell, Thomas <OFarrell.Thomas@epa.gov>; Green, Eugene <Green.Eugene@epa.gov>

Subject: Request to reopen nomination process for EPA advisory committees

July 21, 2020

Dear Administrator Wheeler:

The undersigned organizations call upon EPA to reopen the nominations process for its advisory committees to solicit nominations of individuals EPA previously deemed ineligible to serve because of their receipt of EPA grant funding, and to reinstate individuals to committees from which they were unjustifiably removed. EPA's 2017 directive restricting individuals with grant funding from serving on committees was struck down in June by the U.S. District Court for the Southern District of New York, which ruled that the policy was arbitrary and capricious under the Administrative Procedure Act.^[i] Soon after, the U.S. Court of Appeals for the D.C. Circuit agreed that the directive was illegal, ruling that EPA failed to give a rational explanation for its decision to exclude highly qualified grantees and failed to obtain the approval of the Office of Government Ethics.^[ii] These decisions came after the U.S. Court of Appeals for the First Circuit rejected EPA's argument that the directive was not judicially reviewable.^[iii] EPA has now announced that it will no longer apply this illegal policy.^[iv]

EPA grants are funded through a highly competitive process on the basis of merit and promise. Recipients tend to be among the most knowledgeable experts on the issues upon which EPA is seeking advice. That is why, when this Administration issued a directive preventing such individuals from serving on advisory committees, so many took notice and spoke out in opposition.^[v] Now that the directive has been rescinded, the Agency must ensure that the most qualified individuals in their fields have the opportunity to advise on critical science and policy issues.

Many EPA grant-funded scientists are at the top of their fields and possess critical, or even irreplaceable, highly relevant knowledge that the Agency needs to make health-protective and scientifically defensible policy decisions. In light of this and the Courts' decisions noted above, EPA should now provide an opportunity for EPA grant-funded experts to apply for or be nominated to positions on all EPA advisory committees. This should be done immediately for those committees for which EPA is already in the process of identifying candidates: EPA's Science Advisory Board and subcommittees,^[vi] Science Advisory Committee on Chemicals,^[vii] National Drinking Water Advisory Council,^[viii] and National and Environmental Government Committees.^[ix]

Further, for all individuals who were removed from boards or whose terms were not renewed because they were receiving EPA funding between the time the 2017 policy was announced and the present, EPA should notify them of the change in policy, solicit their interest, and, if the individuals are interested, reinstate them onto the advisory committees on which they previously served.

Without consideration of all such eligible scientists, EPA will continue to receive insufficient science advice. Thus, we further call upon the Agency to suspend any ongoing process to fill positions on these advisory committees until the restoration of committees and the nominations process for experts EPA previously deemed ineligible is completed. These steps would not address prior flawed changes made to advisory committees' composition and structure, such as those made to the Clean Air Scientific Advisory Committee for the particulate matter NAAQS review.^[x] However, they would at least allow for a more diverse, qualified, and independent composition on EPA's advisory committees and would better ensure the Agency receives the best available science advice on matters protecting the environment and public health. If you have any questions or require additional information, please contact Genna Reed at the Union of Concerned Scientists at GReed@ucsusa.org.

Sincerely,

Center for Science and Democracy, Union of Concerned Scientists
Earthjustice
Environmental Defense Fund

International Society for Children's Health and the Environment
Natural Resources Defense Council
Physicians for Social Responsibility
Protect Democracy

CC:

Nica Louie, DFO Children's Health Protection Advisory Committee
Javier Araujo, DFO National Environmental Education Advisory Board
Thomas Armitage, DFO Science Advisory Board
Thomas O'Farrell, DFO Human Studies Review Board
Ann-Marie Gantner, DFO Good Neighbor Environmental Board
Oscar Carrillo, DFO National Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation and the Governmental Advisory Committee to the United States Representative to the North American Commission for Environmental Cooperation
Fred Jenkins, DFO Hazardous Waste Electronic Manifest System Advisory Board
Thomas Tracy, DFO Board of Scientific Counselors
Hema Subramian, DFO Farm, Ranch and Rural Communities Advisory Committee
Matthew Tejada, DFO National Environmental Justice Advisory Council
Edward Chu, DFO Environmental Financial Advisory Board
Shannon Jewell, DFO Pesticide Program Dialogue Committee
Steven M. Knott, DFO Science Advisory Committee on Chemicals; FIFRA SAP Panel
Larry Weinstock, DFO Clean Air Act Advisory Committee
Edlynzia Barnes, DFO Great Lakes Advisory Board
Frances Eargle, DFO Local Government Advisory Committee
Tracey M. Ward, DFO National Drinking Water Advisory Council
Aaron Yeow, DFO Clean Air Scientific Advisory Committee

Genna Reed
Lead Science & Policy Analyst, Center for Science and Democracy
she / her / hers

Union of Concerned Scientists | 1825 K Street NW, Suite 800 | Washington, D.C. 20006
Phone: 202-331-6940 | Email: GReed@ucsusa.org

[i] *Nat. Res. Def. Council, Inc. v. U.S. Env'tl. Prot. Agency*, 438 F. Supp. 3d 220 (S.D.N.Y. 2020).

[ii] *Physicians for Soc. Responsibility v. Wheeler*, 956 F.3d 634 (D.C. Cir. 2020).

[iii] *Union of Concerned Scientists v. Wheeler*, 954 F.3d 11 (1st Cir. 2020).

[iv] U.S. Environmental Protection Agency (EPA). 2020. EPA Will Not Appeal Adverse SDNY Decision Regarding October 31, 2017 Federal Advisory Committee Directive, June 24. Online at <https://www.epa.gov/newsreleases/epa-will-not-appeal-adverse-sdny-decision-regarding-october-31-2017-federal-advisory>, Accessed July 15, 2020.

[v] Union of Concerned Scientists. 2020. Pruitt Actions on EPA Advisory Board Undermine Independent Science, Put Americans at Risk, October 31. Online at <https://ucsusa.org/about/news/pruitt-actions-epa-advisory-board>, Accessed July 15, 2020.

[vi] EPA. Request for Nominations of Candidates to the EPA's Science Advisory Board (SAB) and SAB Standing Committees. Federal Register 85, no. 63 (April 1, 2020):18225. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-01/pdf/2020-06660.pdf>, Accessed July 15, 2020.

[vii] EPA. TSCA Science Advisory Committee on Chemicals; Request for Nominations. Federal Register 85, no. 55 (March 20, 2020):16094. Online at <https://www.govinfo.gov/content/pkg/FR-2020-03-20/pdf/2020-05827.pdf>, Accessed July 15, 2020.

[viii] EPA. The National Drinking Water Advisory Council; Request for Nominations. Federal Register 85, no. 114 (June 12, 2020):35930. Online at <https://www.govinfo.gov/content/pkg/FR-2020-06-12/pdf/2020-12727.pdf>, Accessed July 15, 2020.

[ix] EPA. Request for Nominations to the National and Governmental Advisory Committees to the U.S. Representative to the Commission for Environmental Cooperation. Federal Register 85, no. 70 (April 10, 2020): 20267. Online at <https://www.govinfo.gov/content/pkg/FR-2020-04-10/pdf/2020-07527.pdf>, Accessed July 15, 2020.

[x] Independent Particulate Matter Review Panel. 2020. The Need for a Tighter Particulate-Matter Air-Quality Standard, June 10. *New England Journal of Medicine*. DOI: 10.1056/NEJMs2011009. Online at <https://www.nejm.org/doi/full/10.1056/NEJMs2011009>, Accessed July 15, 2020.

Message

From: Carrillo, Oscar [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C289D9C6160644BEA1F7819AA8D75EBF-OCARRILL]
Sent: 8/3/2020 1:22:31 PM
To: McCleary, James [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=ad533400468d4100bcc33faa245a942c-JMcClear]
Subject: FW: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Friday, July 31, 2020 11:26 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 5:26 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

See if this works.

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 5:06 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 4:04 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated
Importance: High

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks!

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 11:07 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 11:06 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Will do. When do you need this?

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 10:57 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

This is great, thank you Toni!

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support

o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 10:35 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Rousey, Toni <Rousey.Toni@epa.gov>
Sent: Wednesday, July 29, 2020 10:29 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 9:21 AM
To: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 9:05 AM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 4:01 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo
U.S. EPA
202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 1:53 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 12:18 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis
<Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David
<Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>
Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Carrillo, Oscar [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C289D9C6160644BEA1F7819AA8D75EBF-OCARRILL]
Sent: 7/31/2020 3:43:14 PM
To: Coogan, Daniel [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7aa3c293e3f94fe6a0132382b42f0b23-Dcoogan]; Young-Mackall, Robersena (Robbie) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=12829dda12b54ab3b137aa3db936d665-ryoung03]; Rousey, Toni [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0a8689a4b02041058aecbb2626d5834b-TRousey]
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

Best regards,
Oscar



Oscar Carrillo, M.P.Aff, Designated Federal Officer NAC/GAC | U.S. Environmental Protection Agency
1200 Pennsylvania Ave, NW, (MC-1601-M) | Washington DC 20460 |
Work 202.564.0347 | cell: 202-262-8405

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Friday, July 31, 2020 11:26 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
c: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 5:26 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

See if this works.

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 5:06 PM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: RE: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 4:04 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Ack, David <Ack.David@epa.gov>
Subject: FACMD's reply-RE: Comment Periods Open During Time Science Directive Invalidated
Importance: High

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks!

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 11:07 AM
To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Cc: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 11:06 AM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>

Cc: Rousey, Toni <Rousey.Toni@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>

Sent: Wednesday, July 29, 2020 10:57 AM

To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

This is great, thank you Toni!

Ex. 5 Deliberative Process (DP)

Dan Coogan

Acting Director, Office of Resources and Business Operations

Office of Mission Support

o: 202-564-1862

c: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Sent: Wednesday, July 29, 2020 10:35 AM

To: Coogan, Daniel <Coogan.Daniel@epa.gov>

Cc: Rousey, Toni <Rousey.Toni@epa.gov>; Carrillo, Oscar <Carrillo.Oscar@epa.gov>

Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Rousey, Toni <Rousey.Toni@epa.gov>

Sent: Wednesday, July 29, 2020 10:29 AM

To: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>

Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

Thanks,
Toni

Toni Rousey ~ Committee Management Officer (CMO)
Federal Advisory Committee Management Division (FACMD)
Office of Resources and Business Operations (ORBO) –
Office of Mission Support (OMS)
Work: 202-564-5356 ~ Email: rousey.toni@epa.gov

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Wednesday, July 29, 2020 9:21 AM
To: Rousey, Toni <Rousey.Toni@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Wednesday, July 29, 2020 9:05 AM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 4:01 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo
U.S. EPA
202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862

C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 1:53 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel

Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Friday, July 24, 2020 12:18 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;

Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis <Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>

Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Carrillo, Oscar [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C289D9C6160644BEA1F7819AA8D75EBF-OCARRILL]
Sent: 7/28/2020 8:00:58 PM
To: Coogan, Daniel [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7aa3c293e3f94fe6a0132382b42f0b23-Dcoogan]
CC: Young-Mackall, Robersena (Robbie) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=12829dda12b54ab3b137aa3db936d665-ryoung03]
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Hi Dan,

Ex. 5 Deliberative Process (DP)

I hope this helps.

Best,
Oscar

Oscar Carrillo
U.S. EPA
202-564-0347

On Jul 28, 2020, at 3:46 PM, Coogan, Daniel <Coogan.Daniel@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
c: Ex. 6 Personal Privacy (PP)

From: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Coogan, Daniel <Coogan.Daniel@epa.gov>
Cc: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Dan,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Coogan, Daniel <Coogan.Daniel@epa.gov>
Sent: Tuesday, July 28, 2020 2:51 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Dan Coogan
Acting Director, Office of Resources and Business Operations
Office of Mission Support
o: 202-564-1862
C: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 1:53 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>; Coogan, Daniel <Coogan.Daniel@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Sent: Tuesday, July 28, 2020 1:51 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Young-Mackall, Robersena (Robbie) <Young-Mackall.Robersena@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,

Oscar
202-564-0347

<image001.jpg>

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 12:18 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis
<Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David
<Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>
Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Carrillo, Oscar [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C289D9C6160644BEA1F7819AA8D75EBF-OCARRILL]
Sent: 7/28/2020 5:51:12 PM
To: Simons, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=652da36feb75460da864ef6504ae0f42-ASIMONS]
CC: Young-Mackall, Robersena (Robbie) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=12829dda12b54ab3b137aa3db936d665-ryoung03]
Subject: RE: Comment Periods Open During Time Science Directive Invalidated
Attachments: Daniel Coogan.vcf

Hi Andy,

Ex. 5 Attorney Client (AC)

Best regards,
Oscar
202-564-0347



Daniel Coogan
OMS
Program Analyst
OMS-ORBO
(202) 564-1862 Work
Ex. 6 Personal Privacy (PP) Mobile
Coogan.Daniel@epa.gov
Coogan.Daniel@epa.gov
1200 Pennsylvania Ave NW
Washington, DC 20460

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, July 28, 2020 12:24 PM
To: Carrillo, Oscar <Carrillo.Oscar@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Oscar:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Friday, July 24, 2020 12:18 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Voyles, Travis <Voyles.Travis@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>

Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Message

From: Sullivan, Melissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=54F0DE262EE645199291218AE02AC210-SULLIVAN, M]
Sent: 8/13/2020 2:41:11 PM
To: Brennan, Thomas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=78caa4c8d91743c887c1bb5dc8cdb369-Thomas Brennan]
CC: Johnston, Khanna [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4ee74eeb7ad744e58f6dbf7d2f20243b-Johnston, Khanna]
Subject: RE: Advocacy groups' request to reopen nominations for EPA FACs

Thank you, will do.

Melissa A. Sullivan
Office of Public Affairs
U.S. Environmental Protection Agency

Ex. 6

Sullivan.Melissa@epa.gov

From: Brennan, Thomas <Brennan.Thomas@epa.gov>
Sent: Thursday, August 13, 2020 10:41 AM
To: Sullivan, Melissa <sullivan.melissa@epa.gov>
Cc: Johnston, Khanna <Johnston.Khanna@epa.gov>
Subject: Re: Advocacy groups' request to reopen nominations for EPA FACs

Hi Melissa,

Ex. 5 Deliberative Process (DP)

Sent from my iPhone

On Aug 13, 2020, at 10:39 AM, Sullivan, Melissa <sullivan.melissa@epa.gov> wrote:

Good morning,

We received an inquiry from E&E News re: SAB. **Deadline is 11:50 AM.**

After refusing to do so last month, why is EPA now reopening nominations to the chartered Science Advisory Board and SAB Standing Committees? <https://s3.amazonaws.com/public-inspection.federalregister.gov/2020-17742.pdf>

Thank you,
Melissa

Melissa A. Sullivan
Office of Public Affairs
U.S. Environmental Protection Agency

Ex. 6

Sullivan.Melissa@epa.gov

From: Sean Reilly <sreilly@eenews.net>
Sent: Thursday, August 13, 2020 10:01 AM
To: Press <Press@epa.gov>
Subject: RE: Advocacy groups' request to reopen nominations for EPA FACs

Hi folks:

After refusing to do so last month, why is EPA now reopening nominations to the chartered Science Advisory Board and SAB Standing Committees? <https://s3.amazonaws.com/public-inspection.federalregister.gov/2020-17742.pdf>

My deadline is 11:50 today; for-attribution response, please.

Thanks,
Sean

Sean Reilly
Reporter
E&E News
202-316-4596 (Cell)
Skype: Sreilly_69
sreilly@eenews.net
Twitter: @SeanatGreenwire

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net

From: Hackel, Angela [Hackel.Angela@epa.gov]
Sent: Wednesday, July 22, 2020 11:02 AM
To: Sean Reilly; Press
Subject: RE: Advocacy groups' request to reopen nominations for EPA FACs

Hi Sean,

Please attribute to James Hewitt, EPA Spokesperson.

Thanks,

Angela

From: Sean Reilly <sreilly@eenews.net>
Sent: Wednesday, July 22, 2020 11:00 AM
To: Hackel, Angela <Hackel.Angela@epa.gov>; Press <Press@epa.gov>
Subject: RE: Advocacy groups' request to reopen nominations for EPA FACs

Hi Angela:

The story hasn't run yet so updating isn't an issue. Can we get this statement attributable to someone?

Sean

Sean Reilly

Reporter
E&E News
202-316-4596 (Cell)
Skype: Sreilly_69
sreilly@eenews.net
Twitter: @SeanatGreenwire

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv

From: Hackel, Angela [Hackel.Angela@epa.gov]
Sent: Wednesday, July 22, 2020 10:51 AM
To: Sean Reilly; Press
Subject: RE: Advocacy groups' request to reopen nominations for EPA FACs

Hello Sean,

Please see our updated statement below. Would you be able to update your story?

Attributable to an EPA spokesperson

EPA has reviewed the July 21 letter regarding the U.S. District Court for the Southern District of New York's recent ruling. The decision does not require EPA to revisit the membership compositions of committees that were already in place at the time of the decision. Further, it does not require EPA to reinstate individuals who declined committee membership on account of their grantee status.

EPA remains committed to maintaining fair and balanced advisory committees. The agency considers a cross-section of those directly affected, interested and qualified, as appropriate to the nature and functions of the advisory committee. For advisory committees requiring technical expertise, the agency targets persons with demonstrated professional or personal qualifications and expertise. For those individuals interested in contributing as a committee member, EPA encourages them to apply. Committees submit and post to the Federal Register notice for nominations that details the application process for new membership.

Thanks,

Angela

From: Hackel, Angela <Hackel.Angela@epa.gov>
Sent: Tuesday, July 21, 2020 5:14 PM
To: Sean Reilly <sreilly@eenews.net>; Press <Press@epa.gov>
Subject: RE: Advocacy groups' request to reopen nominations for EPA FACs

Hi Sean,

Please see our response to your inquiry below.

On background

We are reviewing the letter.

Thanks,

Angela

From: Sean Reilly <sreilly@eenews.net>
Sent: Tuesday, July 21, 2020 5:05 PM
To: Press <Press@epa.gov>
Subject: Advocacy groups' request to reopen nominations for EPA FACs

Hi folks:

In the attached letter, the Union of Concerned Scientists and other organizations ask Administrator Wheeler to reopen nominations for the chartered Science Advisory Board and other EPA advisory panels in light of the agency's recent decision to again allow active grant recipients to serve. Does Mr. Wheeler plan to do so for any of the panels referenced in the letter and, if so, which ones?

My deadline is 11:30 tomorrow morning.

Thanks,
Sean

Sean Reilly
Reporter
E&E News
202-316-4596 (Cell)
Skype: Sreilly_69
sreilly@eenews.net
Twitter: @SeanatGreenwire

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv

Message

From: Brennan, Thomas [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=78CAA4C8D91743C887C1BB5DC8CDB369-THOMAS BRENNAN]
Sent: 8/3/2020 1:42:59 PM
To: Wong, Diana [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=48f5dc50e32c4b7f929ff53845705531-Wong, Diana]
CC: Johnston, Khanna [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4ee74eeb7ad744e58f6dbf7d2f20243b-Johnston, Khanna]
Subject: Re: Reopening the SAB and Committee membership

Thank you!

Sent from my iPhone

On Aug 3, 2020, at 9:42 AM, Wong, Diana <Wong.Diana-M@epa.gov> wrote:

Hello Tom and Khanna,

Ex. 5 Deliberative Process (DP)

Diana

From: Brennan, Thomas <Brennan.Thomas@epa.gov>
Sent: Monday, August 3, 2020 9:17 AM
To: Armitage, Thomas <Armitage.Thomas@epa.gov>; Wong, Diana <Wong.Diana-M@epa.gov>; Bloomer, Bryan <Bloomer.Bryan@epa.gov>; Figueroa, Zaida <Figueroa.Zaida@epa.gov>; Kilgore, Carolyn <Kilgore.Carolyn@epa.gov>; Shallal, Suhair <Shallal.Suhair@epa.gov>; Hill-Hammond, Shaunta <Hill-Hammond.Shaunta@epa.gov>; Johnston, Khanna <Johnston.Khanna@epa.gov>
Subject: Reopening the SAB and Committee membership

All,

Ex. 5 Deliberative Process (DP)

Tom Brennan
Director, Science Advisory Board Staff Office
US Environmental Protection Agency

Desk # 202 564 6953
Mobile # 703 581 9300

Message

From: Hughes, Hayley [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D98153A3667544CE81B60DD0B1ECBD0D-HUGHES, HAY]
Sent: 8/21/2020 4:29:48 PM
To: Dunn, Alexandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=426d0177eaab4001a5c85f051565997e-Dunn, Alexa]; Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Hi Alex,

Ex. 5 Deliberative Process (DP)

Please let me know if you need additional information.

Thanks,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116

Email: Hughes.hayley@epa.gov

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, August 21, 2020 10:24 AM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Friday, August 21, 2020 9:20 AM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Thanks Alex.

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, August 21, 2020 8:57 AM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Dunlap, David <dunlap.david@epa.gov>; Zeckman, David <zeckman.david@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Aug. 21, 2020, 6:01 AM

[Listen](#)

- Science panel membership allegedly violates court ruling
- EPA confirms it won't reopen nominations

When the EPA's pesticide advisers meet later this month, at issue will be not just the topics they deliberate—but but who's doing the deliberating in the first place.

Environmental groups are planning to use an Aug. 25 public meeting to challenge the Environmental Protection Agency over the composition of its Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) advisory panel.

The pushback is the latest sign that such groups are paying close attention to the EPA's compliance with a February ruling from the U.S. District Court for the Southern District of New York. That ruling stopped the agency from banning agency grantees from serving on advisory committees, as had been laid out in an earlier directive under then-EPA chief Scott Pruitt. The D.C. Circuit also ruled against the directive in a separate case in April.

Pruitt's stated aim was to eliminate pro-agency bias on the committees, which serve as a check on the EPA's work by conducting peer reviews of technical documents and analyses. But critics accused him instead of seeking to bar the most qualified experts in order to make room for industry-friendly advisers.

Now the fight is playing out again, over the legal interpretation of the February decision.

The composition of EPA's advisory panels matters in part because they provide confidence to the public over the agency's actions and regulations, said Robyn Wilson, professor of risk analysis and decision science at the Ohio State University and a former member of the EPA's Science Advisory Board.

"It's a check and balance to make sure the public has confidence that the agency is using the best available science to make their regulatory decisions," Wilson said.

'More Poisons'

The most recent concern of groups such as Earthjustice and the Natural Resources Defense Council (NRDC) is that they say less than a fifth of the 21 nominees to the FIFRA advisory panel come from academia. They want the EPA to reopen the nominations process to include more non-industry representatives.

Patti Goldman, managing attorney of Earthjustice's northwest regional office, said there's "no magic number" of academic representatives who should serve on an EPA advisory board, but Wilson said a good ratio would be at least half.

Jennifer Sass, a senior scientist at the NRDC, said most of the advisory committees she has seen are composed of "about half academics."

The EPA has said the February decision doesn't block it from regulating who gets to sit on its advisory committees, or revisit the membership of committees already in place. An EPA spokeswoman this month said the agency "is not planning to seek additional nominations" for more scientists who would supplement the permanent members of the FIFRA advisory panel.

The panel's permanent membership hasn't been announced yet. Goldman said she expects that to happen either at, or shortly before, next week's meeting.

But if the panel ends up dominated by industry representatives, environmental groups worry the committee will work to “put more poisons out into the market,” Sass said.

The Aug. 25 preparatory virtual session is aimed at fleshing out specific questions the panel will discuss at a more substantive meeting next month that will address whether computers, cells, and other emerging test methods can replace animals in evaluating potential pesticide harms to fetuses and in early life.

Lawsuit Potential

Earthjustice is considering suing to block the panel from meeting until the EPA has ensured it's welcoming individuals who've taken agency grants, consistent with the February ruling, Goldman said.

A successful lawsuit also could block the agency's use of any of the committee's work because it was illegally constituted, she said.

Six of the 21 nominees put forth by the EPA work chemical companies, either directly or as a consultant, while four list a university as their sole affiliation, according to a July 30 letter by Earthjustice, the NRDC, and Pesticide Action Network North America.

Alan Morrison, a law professor at George Washington University, agreed with the groups, saying that by not reopening the nomination process, the EPA “has now doubled down on their illegal conduct.”

Despite the EPA's loss in court, “at the first opportunity to be lawful again, they are refusing to do what is required for the FIFRA science advisory panel,” Morrison said.

Shaun Goho, deputy director of Harvard University's Emmett Environmental Law and Policy Clinic, said he doesn't think the EPA's action violates the New York court order, but “it is certainly inconsistent with the spirit of that decision.”

‘Fair and Balanced’

Separately, the Environmental Defense Fund in July condemned the EPA's list of 47 potential candidates to its Science Advisory Committee on Chemicals, saying it contained an overabundance of industry representatives.

The EPA “remains committed to maintaining fair and balanced advisory committees,” and is encouraging qualified members to apply for membership, an agency spokeswoman said in July.

Also in response to the April D.C. Circuit ruling against the advisory policy, the EPA last week said it would extend the time for submitting nominations to its Science Advisory Board to Aug. 31, from the beginning of May.

The policy has attracted the attention of lawmakers, including Rep. Eddie Bernice Johnson (D-Texas), the chairwoman of the House Committee on Science, Space, and Technology.

“I will be watching closely for any sign that the selection process is tainted by political or ideological bias,” she said in a statement this week. “Advisory committees such as the SAB serve a vital function in assessing the scientific and technical basis of agency policies, and the agency must not allow any criteria other than scientific expertise to influence their composition.”

To contact the reporters on this story: Stephen Lee in Washington at stephenlee@bloombergindustry.com; Pat Rizzuto in Washington at prizzuto@bloombergindustry.com

To contact the editor responsible for this story: Anna Yukhananov at ayukhananov@bloombergindustry.com

Alexandra Dapolito Dunn, Esq.
Assistant Administrator

Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dunn, Alexandra
Sent: Thursday, August 13, 2020 12:10 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Dunlap, David <dunlap.david@epa.gov>; Zeckman, David <zeckman.david@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Fotouhi, David <fotouhi.david@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Thursday, August 13, 2020 10:46 AM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Dunlap, David <dunlap.david@epa.gov>; Zeckman, David <zeckman.david@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Alex:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, August 13, 2020 6:41 AM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Dunlap, David <dunlap.david@epa.gov>; Zeckman, David <zeckman.david@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Internal deliberative attorney client communication

Ex. 5 Attorney Client (AC)

From: "Lee, Stephen" <stephenlee@bloombergindustry.com>
Date: August 12, 2020 at 8:26:25 PM EDT
To: Press <Press@epa.gov>
Subject: FIFRA advisory committee

Hey there. Someone from Earthjustice called me just now to say they have concerns about the composition of the FIFRA committee.

It sounds like EJ wants EPA to reopen the nominations process for this panel to include agency grantees, but they haven't heard from you about whether you will do so. Will that happen?

EJ also says this committee qualifies as a "prospective" committee in the sense that its composition will post-date the June 24 announcement that EPA won't challenge the New York decision overturning the Pruitt-era directive banning grantees from serving. Is that your position as well?

I'm aiming for a 1:00 Thursday deadline. Many thanks.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Aug 5, 2020, at 3:00 PM, Simons, Andrew <Simons.Andrew@epa.gov> wrote:

All:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Wednesday, August 5, 2020 8:32 AM
To: Dunlap, David <dunlap.david@epa.gov>; Zeckman, David <zeckman.david@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dunlap, David <dunlap.david@epa.gov>
Sent: Tuesday, August 4, 2020 4:26 PM

To: Zeckman, David <zeckman.david@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated
Importance: High

Ex. 5 Deliberative Process (DP)

DDD

David D. Dunlap

☐ Ex. 6 Personal Privacy (PP)

From: Zeckman, David <zeckman.david@epa.gov>
Sent: Tuesday, August 4, 2020 12:22 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Dunlap, David <dunlap.david@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Tuesday, August 4, 2020 12:16 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Zeckman, David <zeckman.david@epa.gov>; Dunlap, David <dunlap.david@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Thanks Andrew. Connecting the various parties here.

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, August 4, 2020 11:44 AM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Tuesday, August 4, 2020 11:37 AM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Tuesday, August 4, 2020 11:10 AM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Alex:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Sent: Tuesday, August 4, 2020 11:03 AM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>
Subject: FW: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
Office: (202) 564-8040
Cell: **Personal Matters / Ex. 6**

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Tuesday, August 4, 2020 10:31 AM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Zeckman, David <zeckman.david@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Dunlap, David <dunlap.david@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Jul 29, 2020, at 10:43 AM, Leopold, Matt (OGC) <Leopold.Matt@epa.gov> wrote:

Thanks Dave. I'll have my team work with yours.

Matt

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
Office: (202) 564-8040
Cell: **Personal Matters / Ex. 6**

From: Zeckman, David <zeckman.david@epa.gov>
Sent: Wednesday, July 29, 2020 10:40 AM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Bolen, Brittany
<bolen.brittany@epa.gov>; Dunlap, David <dunlap.david@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

Dave

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Wednesday, July 29, 2020 10:38 AM
To: Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Bolen, Brittany
<bolen.brittany@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Zeckman, David
<zeckman.david@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Sent: Wednesday, July 29, 2020 10:37 AM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Bolen, Brittany
<bolen.brittany@epa.gov>; Dunlap, David <dunlap.david@epa.gov>; Zeckman, David
<zeckman.david@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Joseph A. Brazauskas Jr.
Associate Administrator
Office of Congressional & Intergovernmental Relations
U.S. Environmental Protection Agency
(202) 564-5189

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Wednesday, July 29, 2020 10:35 AM
To: Brazauskas, Joseph <brazauskas.joseph@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Bolen, Brittany
<bolen.brittany@epa.gov>; Dunlap, David <dunlap.david@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Deliberative Process (DP)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention

U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Jul 29, 2020, at 10:33 AM, Brazauskas, Joseph
<brazauskas.joseph@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Joseph A. Brazauskas Jr.
Associate Administrator
Office of Congressional & Intergovernmental Relations
U.S. Environmental Protection Agency
(202) 564-5189

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Wednesday, July 29, 2020 9:04 AM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Bolen, Brittany <bolen.brittany@epa.gov>; Dunlap, David
<dunlap.david@epa.gov>; Brazauskas, Joseph
<brazauskas.joseph@epa.gov>
Subject: RE: Comment Periods Open During Time Science Directive
Invalidated

Ex. 5 Deliberative Process (DP)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Sent: Wednesday, July 29, 2020 9:01 AM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Bolen, Brittany <bolen.brittany@epa.gov>; Dunlap, David
<dunlap.david@epa.gov>
Subject: Re: Comment Periods Open During Time Science Directive
Invalidated

Ex. 5 Attorney Client (AC)

Sent from my iPhone

On Jul 29, 2020, at 7:10 AM, Dunn, Alexandra
<dunn.alexandra@epa.gov> wrote:

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

Begin forwarded message:

From: "Gustafson, Adam"
<Gustafson.Adam@epa.gov>
Date: July 28, 2020 at 9:57:15 PM EDT
To: "Dunn, Alexandra"
<dunn.alexandra@epa.gov>, "Dunlap,
David" <dunlap.david@epa.gov>,
"McIntosh, Chad"
<mcintosh.chad@epa.gov>, "Zeckman,
David" <zeckman.david@epa.gov>
Cc: "Leopold, Matt (OGC)"
<Leopold.Matt@epa.gov>, "Fotouhi,
David" <Fotouhi.David@epa.gov>
Subject: RE: Comment Periods Open
During Time Science Directive
Invalidated

Alex, David, Chad, and David,

Ex. 5 Attorney Client (AC)

Thank you.

Adam

Adam Gustafson
Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Office: 202-564-7263
Cell: Personal Matters / Ex. 6

From: Dunn, Alexandra
<dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 12:18 PM
To: Simons, Andrew
<Simons.Andrew@epa.gov>; Leopold,
Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison
<Dennis.Allison@epa.gov>; Dunlap,
David <dunlap.david@epa.gov>; Voyles,
Travis <Voyles.Travis@epa.gov>;
Brazauskas, Joseph
<brazauskas.joseph@epa.gov>
Cc: Hughes, Hayley
<hughes.hayley@epa.gov>; Knott,
Steven <Knott.Steven@epa.gov>;
Fischer, David
<Fischer.David@epa.gov>; Brennan,
Thomas <Brennan.Thomas@epa.gov>
Subject: Comment Periods Open During
Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

From: Dunn, Alexandra
Sent: Friday, July 24, 2020 8:16 AM
To: Simons, Andrew
<Simons.Andrew@epa.gov>; Leopold,
Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison
<Dennis.Allison@epa.gov>
Cc: Hughes, Hayley
<hughes.hayley@epa.gov>; Knott,
Steven <Knott.Steven@epa.gov>;
Fischer, David
<Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC-
4:30 DDL

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution
Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew
<Simons.Andrew@epa.gov>
Sent: Thursday, July 23, 2020 7:09 PM
To: Dunn, Alexandra
<dunn.alexandra@epa.gov>; Leopold,
Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison
<Dennis.Allison@epa.gov>
Cc: Hughes, Hayley
<hughes.hayley@epa.gov>; Knott,
Steven <Knott.Steven@epa.gov>;
Fischer, David
<Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC-
4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing
this email.

From: Dunn, Alexandra
<dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 6:25 PM
To: Simons, Andrew
<Simons.Andrew@epa.gov>; Leopold,
Matt (OGC) <Leopold.Matt@epa.gov>;
Dennis, Allison
<Dennis.Allison@epa.gov>
Cc: Hughes, Hayley
<hughes.hayley@epa.gov>; Knott,
Steven <Knott.Steven@epa.gov>;
Fischer, David
<Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC-
4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution
Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew
<Simons.Andrew@epa.gov>
Sent: Thursday, July 23, 2020 6:10 PM
To: Leopold, Matt (OGC)
<Leopold.Matt@epa.gov>; Dunn,
Alexandra <dunn.alexandra@epa.gov>;
Dennis, Allison
<Dennis.Allison@epa.gov>
Cc: Hughes, Hayley
<hughes.hayley@epa.gov>; Knott,
Steven <Knott.Steven@epa.gov>;
Fischer, David
<Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC-
4:30 DDL

Matt:

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

<Administrator Briefing - Reopening Membership
Solicitations_rev 7.27 (clean).docx>

<EPA 2020-17225 8_4_2020+ng.docx>

<FRN Extension of Nomination Period for SAB and Standing Committees FY21+ng.docx>

Message

From: Hughes, Hayley [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D98153A3667544CE81B60DD0B1ECBD0D-HUGHES, HAY]
Sent: 8/21/2020 4:27:07 PM
To: Matten, Sharlene [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6d27a895d044f6beda49908859bfff-Sharlene R. Matten]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Gibson, Tamue [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=dd4f704855b442b997bc57c146bfd3bd-Tamue Gibson]
Subject: RE: Response to Alex's questions EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Thanks. No, this is good.

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Matten, Sharlene <Matten.Sharlene@epa.gov>
Sent: Friday, August 21, 2020 12:25 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Gibson, Tamue <Gibson.Tamue@epa.gov>
Subject: RE: Response to Alex's questions EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Ex. 5 Deliberative Process (DP)

From: Hughes, Hayley <hughes.hayley@epa.gov>
Sent: Friday, August 21, 2020 12:14 PM
To: Matten, Sharlene <Matten.Sharlene@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Gibson, Tamue <Gibson.Tamue@epa.gov>
Subject: RE: Response to Alex's questions EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Sharlene,

Ex. 5 Deliberative Process (DP)

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention

US Environmental Protection Agency

Desk: 202.564.1116

Email: Hughes.hayley@epa.gov

From: Matten, Sharlene <Matten.Sharlene@epa.gov>

Sent: Friday, August 21, 2020 10:33 AM

To: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Gibson, Tamue <Gibson.Tamue@epa.gov>

Subject: Response to Alex's questions EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Ex. 5 Deliberative Process (DP)

From: Hughes, Hayley <hughes.hayley@epa.gov>

Sent: Friday, August 21, 2020 9:19 AM

To: Knott, Steven <Knott.Steven@epa.gov>; Gibson, Tamue <Gibson.Tamue@epa.gov>; Matten, Sharlene <Matten.Sharlene@epa.gov>

Subject: FW: EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Hi Team,
FYSA.
Thanks,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116

Email: Hughes.hayley@epa.gov

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Friday, August 21, 2020 8:55 AM

To: Keigwin, Richard <Keigwin.Richard@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>; Cole, Joseph E.

<cole.josephe@epa.gov>; Messina, Edward <Messina.Edward@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>

Ex. 5 Deliberative Process (DP)

EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Aug. 21, 2020, 6:01 AM

[Listen](#)

- Science panel membership allegedly violates court ruling
- EPA confirms it won't reopen nominations

When the EPA's pesticide advisers meet later this month, at issue will be not just the topics they deliberate—but but who's doing the deliberating in the first place.

Environmental groups are planning to use an Aug. 25 public meeting to challenge the Environmental Protection Agency over the composition of its Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) advisory panel.

The pushback is the latest sign that such groups are paying close attention to the EPA's compliance with a February ruling from the U.S. District Court for the Southern District of New York. That ruling stopped the agency from banning agency grantees from serving on advisory committees, as had been laid out in an earlier directive under then-EPA chief Scott Pruitt. The D.C. Circuit also ruled against the directive in a separate case in April.

Pruitt's stated aim was to eliminate pro-agency bias on the committees, which serve as a check on the EPA's work by conducting peer reviews of technical documents and analyses. But critics accused him instead of seeking to bar the most qualified experts in order to make room for industry-friendly advisers.

Now the fight is playing out again, over the legal interpretation of the February decision.

The composition of EPA's advisory panels matters in part because they provide confidence to the public over the agency's actions and regulations, said Robyn Wilson, professor of risk analysis and decision science at the Ohio State University and a former member of the EPA's Science Advisory Board.

"It's a check and balance to make sure the public has confidence that the agency is using the best available science to make their regulatory decisions," Wilson said.

'More Poisons'

The most recent concern of groups such as Earthjustice and the Natural Resources Defense Council (NRDC) is that they say less than a fifth of the 21 nominees to the FIFRA advisory panel come from academia. They want the EPA to reopen the nominations process to include more non-industry representatives.

Patti Goldman, managing attorney of Earthjustice's northwest regional office, said there's "no magic number" of academic representatives who should serve on an EPA advisory board, but Wilson said a good ratio would be at least half.

Jennifer Sass, a senior scientist at the NRDC, said most of the advisory committees she has seen are composed of "about half academics."

The EPA has said the February decision doesn't block it from regulating who gets to sit on its advisory committees, or revisit the membership of committees already in place. An EPA spokeswoman this month said the agency "is not planning to seek additional nominations" for more scientists who would supplement the permanent members of the FIFRA advisory panel.

The panel's permanent membership hasn't been announced yet. Goldman said she expects that to happen either at, or shortly before, next week's meeting.

But if the panel ends up dominated by industry representatives, environmental groups worry the committee will work to "put more poisons out into the market," Sass said.

The Aug. 25 preparatory virtual session is aimed at fleshing out specific questions the panel will discuss at a more substantive meeting next month that will address whether computers, cells, and other emerging test methods can replace animals in evaluating potential pesticide harms to fetuses and in early life.

Lawsuit Potential

Earthjustice is considering suing to block the panel from meeting until the EPA has ensured it's welcoming individuals who've taken agency grants, consistent with the February ruling, Goldman said.

A successful lawsuit also could block the agency's use of any of the committee's work because it was illegally constituted, she said.

Six of the 21 nominees put forth by the EPA work chemical companies, either directly or as a consultant, while four list a university as their sole affiliation, according to a July 30 letter by Earthjustice, the NRDC, and Pesticide Action Network North America.

Alan Morrison, a law professor at George Washington University, agreed with the groups, saying that by not reopening the nomination process, the EPA "has now doubled down on their illegal conduct."

Despite the EPA's loss in court, "at the first opportunity to be lawful again, they are refusing to do what is required for the FIFRA science advisory panel," Morrison said.

Shaun Goho, deputy director of Harvard University's Emmett Environmental Law and Policy Clinic, said he doesn't think the EPA's action violates the New York court order, but "it is certainly inconsistent with the spirit of that decision."

'Fair and Balanced'

Separately, the Environmental Defense Fund in July condemned the EPA's list of 47 potential candidates to its Science Advisory Committee on Chemicals, saying it contained an overabundance of industry representatives.

The EPA "remains committed to maintaining fair and balanced advisory committees," and is encouraging qualified members to apply for membership, an agency spokeswoman said in July.

Also in response to the April D.C. Circuit ruling against the advisory policy, the EPA last week said it would extend the time for submitting nominations to its Science Advisory Board to Aug. 31, from the beginning of May.

The policy has attracted the attention of lawmakers, including Rep. Eddie Bernice Johnson (D-Texas), the chairwoman of the House Committee on Science, Space, and Technology.

"I will be watching closely for any sign that the selection process is tainted by political or ideological bias," she said in a statement this week. "Advisory committees such as the SAB serve a vital function in assessing the

scientific and technical basis of agency policies, and the agency must not allow any criteria other than scientific expertise to influence their composition."

To contact the reporters on this story: Stephen Lee in Washington at stephenlee@bloombergindustry.com; Pat Rizzuto in Washington at prizzuto@bloombergindustry.com

To contact the editor responsible for this story: Anna Yukhananov at ayukhananov@bloombergindustry.com

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

Message

From: Matten, Sharlene [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8E6D27A895D044F6BEDA49908859BFFF-SHARLENE R. MATTEN]
Sent: 8/21/2020 2:34:31 PM
To: Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Gibson, Tamue [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=dd4f704855b442b997bc57c146bfd3bd-Tamue Gibson]
Subject: RE: EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Ex. 5 Deliberative Process (DP)

Sharlene

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Friday, August 21, 2020 9:38 AM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Gibson, Tamue <Gibson.Tamue@epa.gov>; Matten, Sharlene <Matten.Sharlene@epa.gov>
Subject: RE: EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Ex. 5 Deliberative Process (DP)

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy

Knott.steven@epa.gov

(202) 564-0103

From: Hughes, Hayley

Sent: Friday, August 21, 2020 9:19 AM

To: Knott, Steven <Knott.Steven@epa.gov>; Gibson, Tamue <Gibson.Tamue@epa.gov>; Matten, Sharlene <Matten.Sharlene@epa.gov>

Subject: FW: EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Hi Team,

FYSA.

Thanks,

Hayley

Hayley Hughes, DrPH, MPH, CSP

Director, Office of Science Coordination and Policy

Office of Chemical Safety and Pollution Prevention

US Environmental Protection Agency

Desk: 202.564.1116

Email: Hughes.hayley@epa.gov

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Friday, August 21, 2020 8:55 AM

To: Keigwin, Richard <Keigwin.Richard@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>; Cole, Joseph E.

<cole.josephe@epa.gov>; Messina, Edward <Messina.Edward@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>

Subject: EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Ex. 5 Deliberative Process (DP)

EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Aug. 21, 2020, 6:01 AM

Listen

- Science panel membership allegedly violates court ruling
- EPA confirms it won't reopen nominations

When the EPA's pesticide advisers meet later this month, at issue will be not just the topics they deliberate—but but who's doing the deliberating in the first place.

Environmental groups are planning to use an Aug. 25 public meeting to challenge the Environmental Protection Agency over the composition of its Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) advisory panel.

The pushback is the latest sign that such groups are paying close attention to the EPA's compliance with a February ruling from the U.S. District Court for the Southern District of New York. That ruling stopped the agency from banning agency grantees from serving on advisory committees, as had been laid out in an earlier directive under then-EPA chief Scott Pruitt. The D.C. Circuit also ruled against the directive in a separate case in April.

Pruitt's stated aim was to eliminate pro-agency bias on the committees, which serve as a check on the EPA's work by conducting peer reviews of technical documents and analyses. But critics accused him instead of seeking to bar the most qualified experts in order to make room for industry-friendly advisers.

Now the fight is playing out again, over the legal interpretation of the February decision.

The composition of EPA's advisory panels matters in part because they provide confidence to the public over the agency's actions and regulations, said Robyn Wilson, professor of risk analysis and decision science at the Ohio State University and a former member of the EPA's Science Advisory Board.

"It's a check and balance to make sure the public has confidence that the agency is using the best available science to make their regulatory decisions," Wilson said.

'More Poisons'

The most recent concern of groups such as Earthjustice and the Natural Resources Defense Council (NRDC) is that they say less than a fifth of the 21 nominees to the FIFRA advisory panel come from academia. They want the EPA to reopen the nominations process to include more non-industry representatives.

Patti Goldman, managing attorney of Earthjustice's northwest regional office, said there's "no magic number" of academic representatives who should serve on an EPA advisory board, but Wilson said a good ratio would be at least half.

Jennifer Sass, a senior scientist at the NRDC, said most of the advisory committees she has seen are composed of "about half academics."

The EPA has said the February decision doesn't block it from regulating who gets to sit on its advisory committees, or revisit the membership of committees already in place. An EPA spokeswoman this month said the agency "is not planning to seek additional nominations" for more scientists who would supplement the permanent members of the FIFRA advisory panel.

The panel's permanent membership hasn't been announced yet. Goldman said she expects that to happen either at, or shortly before, next week's meeting.

But if the panel ends up dominated by industry representatives, environmental groups worry the committee will work to "put more poisons out into the market," Sass said.

The Aug. 25 preparatory virtual session is aimed at fleshing out specific questions the panel will discuss at a more substantive meeting next month that will address whether computers, cells, and other emerging test methods can replace animals in evaluating potential pesticide harms to fetuses and in early life.

Lawsuit Potential

Earthjustice is considering suing to block the panel from meeting until the EPA has ensured it's welcoming individuals who've taken agency grants, consistent with the February ruling, Goldman said.

A successful lawsuit also could block the agency's use of any of the committee's work because it was illegally constituted, she said.

Six of the 21 nominees put forth by the EPA work chemical companies, either directly or as a consultant, while four list a university as their sole affiliation, according to a July 30 letter by Earthjustice, the NRDC, and Pesticide Action Network North America.

Alan Morrison, a law professor at George Washington University, agreed with the groups, saying that by not reopening the nomination process, the EPA "has now doubled down on their illegal conduct."

Despite the EPA's loss in court, "at the first opportunity to be lawful again, they are refusing to do what is required for the FIFRA science advisory panel," Morrison said.

Shaun Goho, deputy director of Harvard University's Emmett Environmental Law and Policy Clinic, said he doesn't think the EPA's action violates the New York court order, but "it is certainly inconsistent with the spirit of that decision."

'Fair and Balanced'

Separately, the Environmental Defense Fund in July condemned the EPA's list of 47 potential candidates to its Science Advisory Committee on Chemicals, saying it contained an overabundance of industry representatives.

The EPA "remains committed to maintaining fair and balanced advisory committees," and is encouraging qualified members to apply for membership, an agency spokeswoman said in July.

Also in response to the April D.C. Circuit ruling against the advisory policy, the EPA last week said it would extend the time for submitting nominations to its Science Advisory Board to Aug. 31, from the beginning of May.

The policy has attracted the attention of lawmakers, including Rep. Eddie Bernice Johnson (D-Texas), the chairwoman of the House Committee on Science, Space, and Technology.

"I will be watching closely for any sign that the selection process is tainted by political or ideological bias," she said in a statement this week. "Advisory committees such as the SAB serve a vital function in assessing the scientific and technical basis of agency policies, and the agency must not allow any criteria other than scientific expertise to influence their composition."

To contact the reporters on this story: Stephen Lee in Washington at stephenlee@bloombergindustry.com; Pat Rizzuto in Washington at prizzuto@bloombergindustry.com

To contact the editor responsible for this story: Anna Yukhananov at ayukhananov@bloombergindustry.com

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

Message

From: Gibson, Tamue [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=DD4F704855B442B997BC57C146BFD3BD-TAMUE GIBSON]
Sent: 8/21/2020 1:43:45 PM
To: Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Matten, Sharlene [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6d27a895d044f6beda49908859bfff-Sharlene R. Matten]
Subject: RE: EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Ex. 5 Deliberative Process (DP)

Tamue

Tamue L. Gibson, M.S.
Designated Federal Official/Biologist
U.S. EPA: Office of Science Coordination and Policy
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
WJC-E Suite 4207E
1200 Pennsylvania Avenue, NW (7201M)
Washington, DC 20460

Tel: 202.564.7642 (Direct) | Office: 202.564-3181(Office)
E-mail: gibson.tamue@epa.gov
URL Addresses: <https://www.epa.gov/sap>
<https://www.epa.gov/tsca-peer-review>

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Friday, August 21, 2020 9:38 AM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Gibson, Tamue <Gibson.Tamue@epa.gov>; Matten, Sharlene <Matten.Sharlene@epa.gov>
Subject: RE: EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Ex. 5 Deliberative Process (DP)

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Hughes, Hayley
Sent: Friday, August 21, 2020 9:19 AM
To: Knott, Steven <Knott.Steven@epa.gov>; Gibson, Tamue <Gibson.Tamue@epa.gov>; Matten, Sharlene <Matten.Sharlene@epa.gov>
Subject: FW: EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Hi Team,
FYSA.
Thanks,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, August 21, 2020 8:55 AM
To: Keigwin, Richard <Keigwin.Richard@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Gustafson, Adam <Gustafson.Adam@epa.gov>; Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Messina, Edward <Messina.Edward@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>
Subject: EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Ex. 5 Deliberative Process (DP)

EPA Pesticide Panel Latest Test Case for Defeated Adviser Policy

Aug. 21, 2020, 6:01 AM

Listen

- Science panel membership allegedly violates court ruling

- **EPA confirms it won't reopen nominations**

When the EPA's pesticide advisers meet later this month, at issue will be not just the topics they deliberate—but but who's doing the deliberating in the first place.

Environmental groups are planning to use an Aug. 25 public meeting to challenge the Environmental Protection Agency over the composition of its Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) advisory panel.

The pushback is the latest sign that such groups are paying close attention to the EPA's compliance with a February ruling from the U.S. District Court for the Southern District of New York. That ruling stopped the agency from banning agency grantees from serving on advisory committees, as had been laid out in an earlier directive under then-EPA chief Scott Pruitt. The D.C. Circuit also ruled against the directive in a separate case in April.

Pruitt's stated aim was to eliminate pro-agency bias on the committees, which serve as a check on the EPA's work by conducting peer reviews of technical documents and analyses. But critics accused him instead of seeking to bar the most qualified experts in order to make room for industry-friendly advisers.

Now the fight is playing out again, over the legal interpretation of the February decision.

The composition of EPA's advisory panels matters in part because they provide confidence to the public over the agency's actions and regulations, said Robyn Wilson, professor of risk analysis and decision science at the Ohio State University and a former member of the EPA's Science Advisory Board.

"It's a check and balance to make sure the public has confidence that the agency is using the best available science to make their regulatory decisions," Wilson said.

'More Poisons'

The most recent concern of groups such as Earthjustice and the Natural Resources Defense Council (NRDC) is that they say less than a fifth of the 21 nominees to the FIFRA advisory panel come from academia. They want the EPA to reopen the nominations process to include more non-industry representatives.

Patti Goldman, managing attorney of Earthjustice's northwest regional office, said there's "no magic number" of academic representatives who should serve on an EPA advisory board, but Wilson said a good ratio would be at least half.

Jennifer Sass, a senior scientist at the NRDC, said most of the advisory committees she has seen are composed of "about half academics."

The EPA has said the February decision doesn't block it from regulating who gets to sit on its advisory committees, or revisit the membership of committees already in place. An EPA spokeswoman this month said the agency "is not planning to seek additional nominations" for more scientists who would supplement the permanent members of the FIFRA advisory panel.

The panel's permanent membership hasn't been announced yet. Goldman said she expects that to happen either at, or shortly before, next week's meeting.

But if the panel ends up dominated by industry representatives, environmental groups worry the committee will work to "put more poisons out into the market," Sass said.

The Aug. 25 preparatory virtual session is aimed at fleshing out specific questions the panel will discuss at a more substantive meeting next month that will address whether computers, cells, and other emerging test methods can replace animals in evaluating potential pesticide harms to fetuses and in early life.

Lawsuit Potential

Earthjustice is considering suing to block the panel from meeting until the EPA has ensured it's welcoming individuals who've taken agency grants, consistent with the February ruling, Goldman said.

A successful lawsuit also could block the agency's use of any of the committee's work because it was illegally constituted, she said.

Six of the 21 nominees put forth by the EPA work chemical companies, either directly or as a consultant, while four list a university as their sole affiliation, according to a July 30 letter by Earthjustice, the NRDC, and Pesticide Action Network North America.

Alan Morrison, a law professor at George Washington University, agreed with the groups, saying that by not reopening the nomination process, the EPA "has now doubled down on their illegal conduct."

Despite the EPA's loss in court, "at the first opportunity to be lawful again, they are refusing to do what is required for the FIFRA science advisory panel," Morrison said.

Shaun Goho, deputy director of Harvard University's Emmett Environmental Law and Policy Clinic, said he doesn't think the EPA's action violates the New York court order, but "it is certainly inconsistent with the spirit of that decision."

'Fair and Balanced'

Separately, the Environmental Defense Fund in July condemned the EPA's list of 47 potential candidates to its Science Advisory Committee on Chemicals, saying it contained an overabundance of industry representatives.

The EPA "remains committed to maintaining fair and balanced advisory committees," and is encouraging qualified members to apply for membership, an agency spokeswoman said in July.

Also in response to the April D.C. Circuit ruling against the advisory policy, the EPA last week said it would extend the time for submitting nominations to its Science Advisory Board to Aug. 31, from the beginning of May.

The policy has attracted the attention of lawmakers, including Rep. Eddie Bernice Johnson (D-Texas), the chairwoman of the House Committee on Science, Space, and Technology.

"I will be watching closely for any sign that the selection process is tainted by political or ideological bias," she said in a statement this week. "Advisory committees such as the SAB serve a vital function in assessing the scientific and technical basis of agency policies, and the agency must not allow any criteria other than scientific expertise to influence their composition."

To contact the reporters on this story: Stephen Lee in Washington at stephenlee@bloombergindustry.com; Pat Rizzuto in Washington at prizzuto@bloombergindustry.com

To contact the editor responsible for this story: Anna Yukhananov at ayukhananov@bloombergindustry.com

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

Message

From: Dennis, Allison [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=9BF7959058B241FAB18E564E9C957B56-ADENNIS]
Sent: 8/13/2020 5:53:43 PM
To: Dunn, Alexandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=426d0177eaab4001a5c85f051565997e-Dunn, Alexa]; Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Simons, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=652da36feb75460da864ef6504ae0f42-ASIMONS]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Keigwin, Richard [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=151baabb6a2246a3a312f12a706c0a05-Richard P Keigwin Jr]; Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbb1481c9c957a471f697527-BBerkley]
CC: Fischer, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f81d43bd8eee462399c4f1e689e28658-Fischer, Da]; Cole, Joseph E. [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5d4a7b2366af40f498e339a7718e3441-Cole, Josep]; Lieberman, Paige [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a7ee44223e874dd0a74b2260f3ca7ff9-Ingram, Paige]; Bolen, Derrick [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=1ffc58b0468c4deca51a8bad735b7d95-Bolen, Derr]; Tyler, Tom [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5d931060b62549489650efed8abba587-TTyler]; Mills, Madeline [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3349edd3433348d3b8401afd54d995d2-Mills, Made]; Hanley, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=58e0d3d52d424d45ae88e4386ae4f8dd-Hanley, Mary]; Grable, Melissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=017278065a7c4cd68f85ecaff5596788-Grable, Melissa]
Subject: RE: Press Inquiry: FIFRA advisory committee— ddl Thurs. 1:00
Attachments: E&E: Agency reopens nominations for Science Advisory Board
Importance: High

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Thursday, August 13, 2020 12:12 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>

Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra

Sent: Thursday, August 13, 2020 12:11 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>

Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dennis, Allison <Dennis.Allison@epa.gov>

Sent: Wednesday, August 12, 2020 9:14 PM

To: Hughes, Hayley <hughes.hayley@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>

Subject: Fwd: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Never a dull moment for OSCP. See incoming below and let's connect in the a.m.

Sent from my iPhone

Begin forwarded message:

From: "Hackel, Angela" <Hackel.Angela@epa.gov>
Date: August 12, 2020 at 9:07:30 PM EDT
To: "Rosen, Bailey" <Rosen.Bailey@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Lieberman, Paige" <Lieberman.Paige@epa.gov>, "Motilall, Christina" <Motilall.Christina@epa.gov>, "Siedschlag, Gregory" <Siedschlag.Gregory@epa.gov>
Cc: "Labbe, Ken" <Labbe.Ken@epa.gov>
Subject: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Hi everyone,

We received the below and attached from Bloomberg this evening. Stephen's deadline is 1:00 pm, tomorrow.

Please let us know how you would like to respond.

(I hope I got the list of cc's right— going off of memory!)

Thanks,

Angela

Angela Hackel
Senior Advisor
Office of the Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: 202.566.2977
Cell: Ex. 6

Begin forwarded message:

From: "Lee, Stephen" <stephenlee@bloombergindustry.com>
Date: August 12, 2020 at 8:26:25 PM EDT
To: Press <Press@epa.gov>
Subject: FIFRA advisory committee

Hey there. Someone from Earthjustice called me just now to say they have concerns about the composition of the FIFRA committee.

It sounds like EJ wants EPA to reopen the nominations process for this panel to include agency grantees, but they haven't heard from you about whether you will do so. Will that happen?

EJ also says this committee qualifies as a "prospective" committee in the sense that its composition will post-date the June 24 announcement that EPA won't challenge the

New York decision overturning the Pruitt-era directive banning grantees from serving. Is that your position as well?

I'm aiming for a 1:00 Thursday deadline. Many thanks.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

stephenlee@bloombergenvironment.com

From: Jones, Enesta [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=65B8E6C6E5CA4A7A9AE85D98A4C8EEDB-EJONES02]
Sent: 8/13/2020 5:44:30 PM
To: Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Drinkard, Andrea [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=808a6b7b65bf447f93dad2f510feaf61-ADRINKAR]
Subject: E&E: Agency reopens nominations for Science Advisory Board

Ex. 5 Deliberative Process (DP)

https://www.eenews.net/greenwire/2020/08/13/stories/1063711615?utm_medium=email&utm_source=eenews%3Agreenwire&utm_campaign=edition%2BiZ%2B%2FftFV%2B2LxUfHtN5bxJQ%3D%3D

Agency reopens nominations for Science Advisory Board

Sean Reilly, E&E News reporterPublished: Thursday, August 13, 2020

EPA



EPA headquarters. Francis Chung/E&E News

EPA is allowing more time for nominations to a top advisory panel after initially refusing to do so.

Starting tomorrow, the agency will take nominations for 15 days to the Science Advisory Board and four affiliated committees, according to a notice set for publication in tomorrow's *Federal Register*.

The original nomination period had ended at the beginning of May; EPA last month rejected a request from the Union of Concerned Scientists and a half-dozen other groups to permit a

second round after a federal court struck down a 2017 ban on membership by EPA grant recipients (*E&E News PM*, July 22).

EPA press staffers today had no immediate explanation for the about-face. They also declined to say whether the agency intended to reopen nominations for other panels, such as the Science Advisory Committee on Chemicals. In an email, an attorney for Earthjustice, which was among the groups signing on to last month's request, said he viewed the agency's reversal "as a recognition of the legal risk to any rollbacks reviewed by illegally constituted science committees."

"That legal risk exists regardless of whether EPA acknowledged it in response to our letter," Neil Gormley said.

The 44-member Science Advisory Board is intended to furnish outside expertise to EPA on a variety of scientific and technical issues. Members serve three-year terms; about 20 seats will potentially be open at the beginning of the fiscal year in October.

In a separate message, Genna Reed, an analyst with the Union of Concerned Scientists' Center for Science and Democracy, welcomed EPA's decision to grant would-be applicants another chance.

"It will give the agency the opportunity to balance and enhance committee membership recognizing that EPA grant funding is not a conflict of interest," Reed said. "It's especially important to fill the chair position with a qualified, conflicts-vetted scientist."

The board's current chairman, Michael Honeycutt, chief toxicologist with the Texas Commission on Environmental Quality, has said he will not seek a second term.

Message

From: Gibson, Tamue [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=DD4F704855B442B997BC57C146BFD3BD-TAMUE GIBSON]
Sent: 8/13/2020 3:23:56 PM
To: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]
Subject: To Hayley/Steve: An OGC Email: Two Public Comments For OPP/HED's Consideration: NAMs FIFRA SAP: Docket ID No. EPA-HQ-OPP-2020-0263
Attachments: Comments on DNT NAMs SAP 07_2020 FINAL.pdf; NAMs Pending Post 8 3 2020.pdf

Ex. 5 Deliberative Process (DP)

Tamue

From: Huskey, Angela <Huskey.Angela@epa.gov>
Sent: Thursday, August 13, 2020 10:55 AM
To: Gibson, Tamue <Gibson.Tamue@epa.gov>
Subject: FW: Two Public Comments For OPP/HED's Consideration: NAMs FIFRA SAP: Docket ID No. EPA-HQ-OPP-2020-0263

Hi Tamue,

Ex. 5 Deliberative Process (DP)

Thanks,
Angela

From: Lowit, Anna <Lowit.Anna@epa.gov>
Sent: Wednesday, August 05, 2020 9:36 AM
To: Huskey, Angela <Huskey.Angela@epa.gov>
Subject: FW: Two Public Comments For OPP/HED's Consideration: NAMs FIFRA SAP: Docket ID No. EPA-HQ-OPP-2020-0263

For your awareness.

Anna B. Lowit
Senior Science Advisor
Immediate Office
Office of Pesticide Programs

US Environmental Protection Agency

w: +1 703-308-4135

c: +1 703-258-4209

From: Gibson, Tamue <Gibson.Tamue@epa.gov>

Sent: Wednesday, August 05, 2020 9:18 AM

To: Perron, Monique <Perron.Monique@epa.gov>

Cc: Matten, Sharlene <Matten.Sharlene@epa.gov>; Akerman, Gregory <Akerman.Gregory@epa.gov>; Vogel, Dana <Vogel.Dana@epa.gov>; Wilbur, Donald <Wilbur.Donald@epa.gov>; Lowit, Anna <Lowit.Anna@epa.gov>

Subject: Two Public Comments For OPP/HED's Consideration: NAMs FIFRA SAP: Docket ID No. EPA-HQ-OPP-2020-0263

Hello Monique et al. The following attachments are 2 public comments for HED's consideration prior to the NAM's virtual peer review meeting in September.

The first attachment request EPA postpone the SAP meeting until at least 2021, and align with the conclusions of the California EPA working group to identify key characteristics for both neurotoxicants and developmental neurotoxicants.

The second attachment consist of the nomination of Dr. Olga Naidenko and the opposition of several nominees.

Thank you.

Tamue

Tamue L. Gibson, M.S.

Designated Federal Official/Biologist

U.S. EPA: Office of Science Coordination and Policy

FIFRA Scientific Advisory Panel and

Science Advisory Committee on Chemicals

WJC-E Suite 4207E

1200 Pennsylvania Avenue, NW (7201M)

Washington, DC 20460

Tel: 202.564.7642 (Direct) | Office: 202.564-3181(Office)

E-mail: gibson.tamue@epa.gov

URL Addresses: <https://www.epa.gov/sap>

<https://www.epa.gov/tsca-peer-review>

Message

From: Dennis, Allison [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=9BF7959058B241FAB18E564E9C957B56-ADENNIS]
Sent: 8/13/2020 1:14:11 AM
To: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Dunn, Alexandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=426d0177eaab4001a5c85f051565997e-Dunn, Alexa]; Simons, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=652da36feb75460da864ef6504ae0f42-ASIMONS]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Keigwin, Richard [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=151baabb6a2246a3a312f12a706c0a05-Richard P Keigwin Jr]; Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbb1481c9c957a471f697527-BBerkley]
CC: Fischer, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f81d43bd8eee462399c4f1e689e28658-Fischer, Da]; Cole, Joseph E. [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5d4a7b2366af40f498e339a7718e3441-Cole, Josep]; Lieberman, Paige [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a7ee44223e874dd0a74b2260f3ca7ff9-Ingram, Paige]; Bolen, Derrick [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=1ffc58b0468c4deca51a8bad735b7d95-Bolen, Derr]; Tyler, Tom [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5d931060b62549489650efed8abba587-TTyler]; Mills, Madeline [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3349edd3433348d3b8401afd54d995d2-Mills, Made]; Hanley, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=58e0d3d52d424d45ae88e4386ae4f8dd-Hanley, Mary]; Grable, Melissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=017278065a7c4cd68f85ecaff5596788-Grable, Melissa]
Subject: Fwd: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00
Attachments: Comments on DNT NAMs SAP 07.2020 FINAL.pdf; ATT00001.htm

Never a dull moment for OSCP. See incoming below and let's connect in the a.m.

Sent from my iPhone

Begin forwarded message:

From: "Hackel, Angela" <Hackel.Angela@epa.gov>
Date: August 12, 2020 at 9:07:30 PM EDT
To: "Rosen, Bailey" <Rosen.Bailey@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Lieberman, Paige" <Lieberman.Paige@epa.gov>, "Motilall, Christina" <Motilall.Christina@epa.gov>, "Siedschlag, Gregory" <Siedschlag.Gregory@epa.gov>
Cc: "Labbe, Ken" <Labbe.Ken@epa.gov>
Subject: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Hi everyone,

We received the below and attached from Bloomberg this evening. Stephen's deadline is 1:00 pm, tomorrow.

Please let us know how you would like to respond.

(I hope I got the list of cc's right— going off of memory!)

Thanks,

Angela

Angela Hackel
Senior Advisor
Office of the Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: 202.566.2977
Cell: **Ex. 6**

Begin forwarded message:

From: "Lee, Stephen" <stephenlee@bloombergindustry.com>
Date: August 12, 2020 at 8:26:25 PM EDT
To: Press <Press@epa.gov>
Subject: FIFRA advisory committee

Hey there. Someone from Earthjustice called me just now to say they have concerns about the composition of the FIFRA committee.

It sounds like EJ wants EPA to reopen the nominations process for this panel to include agency grantees, but they haven't heard from you about whether you will do so. Will that happen?

EJ also says this committee qualifies as a "prospective" committee in the sense that its composition will post-date the June 24 announcement that EPA won't challenge the New York decision overturning the Pruitt-era directive banning grantees from serving. Is that your position as well?

I'm aiming for a 1:00 Thursday deadline. Many thanks.

Stephen Lee
Reporter
Bloomberg Environment
Direct: 703-341-3698
Mobile: 202-297-7249
Twitter: @sklee_ca
stephenlee@bloombergenvironment.com

Message

From: Dunn, Alexandra [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=426D0177EAAB4001A5C85F051565997E-DUNN, ALEXA]
Sent: 7/23/2020 8:52:56 PM
To: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbbbe1481c9c957a471f697527-BBerkley]
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Deliberative Process (DP)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Hughes, Hayley <hughes.hayley@epa.gov>
Sent: Thursday, July 23, 2020 4:44 PM
To: Knott, Steven <Knott.Steven@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

I agree.

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Thursday, July 23, 2020 4:43 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Okay with me.

Thanks.

Steve

Steven M. Knott, M.S.

Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 4:42 PM
To: Knott, Steven <Knott.Steven@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Deliberative Process (DP)

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Thursday, July 23, 2020 4:40 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Allison,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 4:21 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: FW: EDF statement re: CASAC- 4:30 DDL
Importance: High

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Dennis, Allison

Sent: Thursday, July 23, 2020 3:55 PM

To: Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>

Subject: RE: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Yep- extended to 4:30. How's this?

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 3:48 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Subject: Re: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Can we get a short extension of the deadline ASAP

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Jul 23, 2020, at 3:36 PM, Dennis, Allison <Dennis.Allison@epa.gov> wrote:

Let's chat!

From: Labbe, Ken <Labbe.Ken@epa.gov>
Sent: Thursday, July 23, 2020 2:53 PM
To: Hubbard, Carolyn <Hubbard.Carolyn@epa.gov>; Fitzpatrick, Kacey <Fitzpatrick.Kacey@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>
Subject: FW: EDF statement re: CASAC

Hi all, Please see below. Deadline is tight (3:45)

From: Hewitt, James <hewitt.james@epa.gov>
Sent: Thursday, July 23, 2020 2:48 PM
To: Press <Press@epa.gov>
Subject: RE: EDF statement re: CASAC

Can someone please check with OCSPP/ORD?

From: Lee, Stephen <stephenlee@bloombergindustry.com>

Sent: Thursday, July 23, 2020 2:46 PM

To: Press <Press@epa.gov>

Subject: EDF statement re: CASAC

Hey guys. They want me to write up something brief on this. Any statement would be great. I'm aiming for 3:45...sorry for the short notice.

SL

EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

Statement of Dr. Richard Denison, Lead Senior Scientist, Environmental Defense Fund

(Washington, DC—July 23, 2020) “Today EPA released a list of potential candidates for a key chemical safety advisory committee that is critically flawed from the outset: Candidates were solicited and screened under an illegal directive issued by scandal-plagued former EPA Administrator Scott Pruitt that barred any scientist receiving EPA grant funding from serving on the agency's dozens of advisory bodies. By using that directive to make this list, EPA is ignoring decisions by three separate Courts ruling the directive illegal.

“In response to these court rulings, just this week, EDF and other NGOs sent a letter to EPA Administrator Andrew Wheeler calling on the agency to suspend ongoing processes to fill positions and reopen the nominations process, including that for the Science Advisory Committee on Chemicals (SACC), to specifically solicit and consider nominations of qualified EPA-grant funded scientists. The groups also called on EPA to reinstate advisors whom it had removed or not renewed based on the illegal directive.

“EPA has indicated in statements made to the press in response to this request that it is refusing to undertake these steps. Essentially, this decision means that EPA is refusing to undo the serious damage its illegal directive has caused to the agency's ability to obtain the best possible independent scientific advice.

“While we have yet to scrutinize the list of candidates in detail, one name does draw immediate deep concern: Michael Dourson – the failed Trump nominee to lead EPA's chemical safety office. Dourson's record of mercenary science and downplaying chemical risks to benefit industry drew widespread criticism – and opposition from Senators on both sides of the aisle. The fact that he is included on this list is yet another display of the Administration weighing industry interests over public health protection; it also speaks volumes about the conflicts of interest screening process EPA has used.

“EPA's perversion of its scientific advisory process under the Trump Administration is deeply disturbing. EDF reiterates its call for the agency to reopen the SACC nomination process to qualified scientists receiving EPA grant funding, and to operate the nominations process in an open and transparent manner.”

Additional Background:

In March of this year, EPA solicited nominations to the SACC – but then failed to post any of the nominations it received to the docket it established for this process. EDF then requested that EPA do so, arguing that the public has a right to know what entities nominated the various candidates EPA has now identified. EPA refused EDF's request.

In response, on June 2, EDF filed a FOIA request for this information. EPA is slow-walking its response to this request. The agency issued a pro forma response indicating it did not expect to provide the requested information to EDF before December 18 of this year – over six months after

the initial request – despite the 20 business day requirement for the federal government to respond to FOIAs. EDF has repeatedly followed up with the relevant EPA staff, but has, to date, not received an adequate response.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

stephenlee@bloombergenvironment.com

Message

From: Hughes, Hayley [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D98153A3667544CE81B60DD0B1ECBD0D-HUGHES, HAY]
Sent: 7/23/2020 8:18:43 PM
To: Dunn, Alexandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=426d0177eaab4001a5c85f051565997e-Dunn, Alexa]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Fischer, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f81d43bd8eee462399c4f1e689e28658-Fischer, Da]; Lieberman, Paige [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a7ee44223e874dd0a74b2260f3ca7ff9-Ingram, Paige]; Dunton, Cheryl [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2ffa0e71e87448cc9fd86ba1379ea93a-Dunton, Cheryl]; Tyler, Tom [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5d931060b62549489650efed8abba587-TTyler]; Hanley, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=58e0d3d52d424d45ae88e4386ae4f8dd-Hanley, Mary]; Bolen, Derrick [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=1ffc58b0468c4deca51a8bad735b7d95-Bolen, Derr]; Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbbe1481c9c957a471f697527-BBerkley]
Subject: RE: EDF statement re: CASAC- URGENT MEDIA INQUIRY

By chance, can someone invite to the Teams.

Thanks,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 4:09 PM
To: Knott, Steven <Knott.Steven@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- URGENT MEDIA INQUIRY

We're calling you Steve.

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Washington, DC

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Thursday, July 23, 2020 4:05 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Allison,

I'm going to call you through Teams momentarily.

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 3:55 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Subject: RE: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Yep- extended to 4:30. How's this?

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 3:48 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Subject: Re: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Can we get a short extension of the deadline ASAP

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Jul 23, 2020, at 3:36 PM, Dennis, Allison <Dennis.Allison@epa.gov> wrote:

Let's chat!

From: Labbe, Ken <Labbe.Ken@epa.gov>
Sent: Thursday, July 23, 2020 2:53 PM
To: Hubbard, Carolyn <Hubbard.Carolyn@epa.gov>; Fitzpatrick, Kacey <Fitzpatrick.Kacey@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>
Subject: FW: EDF statement re: CASAC

Hi all, Please see below. Deadline is tight (3:45)

From: Hewitt, James <hewitt.james@epa.gov>
Sent: Thursday, July 23, 2020 2:48 PM
To: Press <Press@epa.gov>
Subject: RE: EDF statement re: CASAC

Can someone please check with OCSPP/ORD?

From: Lee, Stephen <stephenlee@bloombergindustry.com>
Sent: Thursday, July 23, 2020 2:46 PM
To: Press <Press@epa.gov>
Subject: EDF statement re: CASAC

Hey guys. They want me to write up something brief on this. Any statement would be great. I'm aiming for 3:45...sorry for the short notice.

SL

EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

Statement of Dr. Richard Denison, Lead Senior Scientist, Environmental Defense Fund

(Washington, DC—July 23, 2020) “Today [EPA released](#) a list of potential candidates for a key chemical safety advisory committee that is critically flawed from the outset: Candidates were solicited and screened under an illegal directive issued by scandal-plagued former EPA Administrator Scott Pruitt that barred any scientist receiving EPA grant funding from serving on the agency's dozens of advisory bodies. By using that directive to make this list, EPA is ignoring decisions by [three separate Courts](#) ruling the directive illegal.

“In response to these court rulings, just this week, EDF and other NGOs sent a [letter to EPA Administrator Andrew Wheeler](#) calling on the agency to suspend ongoing processes to fill positions and reopen the nominations process, including that for the Science Advisory Committee on Chemicals (SACC), to specifically solicit and consider nominations of qualified EPA-grant funded scientists. The groups also called on EPA to reinstate advisors whom it had removed or not renewed based on the illegal directive.

“EPA has indicated in statements made to the press in response to this request that it is refusing to undertake these steps. Essentially, this decision means that EPA is refusing to undo the serious damage its illegal directive has caused to the agency's ability to obtain the best possible independent scientific advice.

“While we have yet to scrutinize the list of candidates in detail, one name does draw immediate deep concern: Michael Dourson – the failed Trump nominee to lead EPA's chemical safety office. Dourson's [record of mercenary science and downplaying chemical risks](#) to benefit industry drew widespread criticism – and opposition from Senators on both sides of the aisle. The fact that he is included on this list is yet another display of the Administration weighing industry interests over public health protection; it also speaks volumes about the conflicts of interest screening process EPA has used.

“EPA's perversion of its scientific advisory process under the Trump Administration is deeply disturbing. EDF reiterates its call for the agency to reopen the SACC nomination process to qualified scientists receiving EPA grant funding, and to operate the nominations process in an open and transparent manner.”

Additional Background:

In March of this year, EPA [solicited nominations](#) to the SACC – but then failed to post any of the nominations it received to the docket it established for this process. EDF then requested that EPA do so, arguing that the public has a right to know what entities nominated the various candidates EPA has now identified. EPA refused EDF's request.

In response, on June 2, [EDF filed a FOIA request](#) for this information. EPA is slow-walking its response to this request. The agency issued a pro forma response indicating it did not expect to provide the requested information to EDF before December 18 of this year – over six months after

the initial request – despite the 20 business day requirement for the federal government to respond to FOIAs. EDF has repeatedly followed up with the relevant EPA staff, but has, to date, not received an adequate response.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

stephenlee@bloombergenvironment.com

Message

From: Hughes, Hayley [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D98153A3667544CE81B60DD0B1ECBD0D-HUGHES, HAY]
Sent: 8/14/2020 8:59:00 PM
To: Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Wood, Donald [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f14f48c44af64ce18b41e9d03d6e4255-DWood04]
Subject: RE: TSCA SACC Website Request: New Page for Nominations

Thanks Allison,

Ex. 5 Deliberative Process (DP)

Thanks,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Friday, August 14, 2020 3:44 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>
Cc: Knott, Steven <Knott.Steven@epa.gov>; Wood, Donald <Wood.Donald@epa.gov>
Subject: RE: TSCA SACC Website Request: New Page for Nominations

Ex. 5 Deliberative Process (DP)

From: Hughes, Hayley <hughes.hayley@epa.gov>
Sent: Friday, August 14, 2020 3:39 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Knott, Steven <Knott.Steven@epa.gov>; Wood, Donald <Wood.Donald@epa.gov>
Subject: RE: TSCA SACC Website Request: New Page for Nominations

Hi Allison,

Ex. 5 Deliberative Process (DP)

Thanks,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116

Email: Hughes.hayley@epa.gov

From: Dennis, Allison <Dennis.Allison@epa.gov>

Sent: Friday, August 14, 2020 2:51 PM

To: Knott, Steven <Knott.Steven@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Castillo, Amparo <Castillo.Amparo@epa.gov>; Wood, Donald <Wood.Donald@epa.gov>

Subject: RE: TSCA SACC Website Request: New Page for Nominations

Ex. 5 Deliberative Process (DP)

From: Knott, Steven <Knott.Steven@epa.gov>

Sent: Thursday, August 13, 2020 4:49 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Castillo, Amparo <Castillo.Amparo@epa.gov>; Wood, Donald <Wood.Donald@epa.gov>

Subject: RE: TSCA SACC Website Request: New Page for Nominations

Allison,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Knott, Steven
Sent: Thursday, August 13, 2020 2:41 PM
To: Wood, Donald <Wood.Donald@epa.gov>
Cc: Hayley Hughes (hughes.hayley@epa.gov) <hughes.hayley@epa.gov>
Subject: RE: TSCA SACC Website Request: New Page for Nominations

Ex. 5 Deliberative Process (DP)

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Wood, Donald
Sent: Thursday, August 13, 2020 2:35 PM
To: Knott, Steven <Knott.Steven@epa.gov>
Subject: TSCA SACC Website Request: New Page for Nominations

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thank you,

Donald Wood

Working Capital Fund / E-Business / Websites / Travel / COR / Information Technology / Purchase Card
FIFRA SAP and TSCA SACC staff
TSCA DCO / FIFRA DSO

Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
202-564-8378

Message

From: Hughes, Hayley [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D98153A3667544CE81B60DD0B1ECBD0D-HUGHES, HAY]
Sent: 8/14/2020 8:58:00 PM
To: Dunn, Alexandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=426d0177eaab4001a5c85f051565997e-Dunn, Alexa]
CC: Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]
Subject: FW: TSCA SACC Website Request: New Page for Nominations

Alex,

Ex. 5 Deliberative Process (DP)

Please let me know if you have any questions.

Thank you,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Friday, August 14, 2020 2:51 PM
To: Knott, Steven <Knott.Steven@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Castillo, Amparo <Castillo.Amparo@epa.gov>; Wood, Donald <Wood.Donald@epa.gov>
Subject: RE: TSCA SACC Website Request: New Page for Nominations

Ex. 5 Deliberative Process (DP)

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Thursday, August 13, 2020 4:49 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Castillo, Amparo <Castillo.Amparo@epa.gov>; Wood, Donald <Wood.Donald@epa.gov>
Subject: RE: TSCA SACC Website Request: New Page for Nominations

Allison,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Knott, Steven
Sent: Thursday, August 13, 2020 2:41 PM
To: Wood, Donald <Wood.Donald@epa.gov>
Cc: Hayley Hughes (hughes.hayley@epa.gov) <hughes.hayley@epa.gov>
Subject: RE: TSCA SACC Website Request: New Page for Nominations

Ex. 5 Deliberative Process (DP)

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Wood, Donald
Sent: Thursday, August 13, 2020 2:35 PM
To: Knott, Steven <Knott.Steven@epa.gov>
Subject: TSCA SACC Website Request: New Page for Nominations

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thank you,

Donald Wood

Working Capital Fund / E-Business / Websites / Travel / COR / Information Technology / Purchase Card
FIFRA SAP and TSCA SACC staff
TSCA DCO / FIFRA DSO
Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
202-564-8378

Message

From: Dunn, Alexandra [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=426D0177EAAB4001A5C85F051565997E-DUNN, ALEXA]
Sent: 7/23/2020 7:47:13 PM
To: Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Fischer, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f81d43bd8eee462399c4f1e689e28658-Fischer, Da]; Lieberman, Paige [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a7ee44223e874dd0a74b2260f3ca7ff9-Ingram, Paige]; Dunton, Cheryl [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2ffa0e71e87448cc9fd86ba1379ea93a-Dunton, Cheryl]; Tyler, Tom [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5d931060b62549489650efed8abba587-TTyler]; Hanley, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=58e0d3d52d42d45ae88e4386ae4f8dd-Hanley, Mary]; Bolen, Derrick [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=1ffc58b0468c4deca51a8bad735b7d95-Bolen, Derr]; Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbbbe1481c9c957a471f697527-BBerkley]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]
Subject: Re: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Ex. 5 Deliberative Process (DP)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Jul 23, 2020, at 3:36 PM, Dennis, Allison <Dennis.Allison@epa.gov> wrote:

Let's chat!

From: Labbe, Ken <Labbe.Ken@epa.gov>
Sent: Thursday, July 23, 2020 2:53 PM
To: Hubbard, Carolyn <Hubbard.Carolyn@epa.gov>; Fitzpatrick, Kacey <Fitzpatrick.Kacey@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>
Subject: FW: EDF statement re: CASAC

Hi all, Please see below. Deadline is tight (3:45)

From: Hewitt, James <hewitt.james@epa.gov>
Sent: Thursday, July 23, 2020 2:48 PM

To: Press <Press@epa.gov>
Subject: RE: EDF statement re: CASAC

Can someone please check with OCSPP/ORD?

From: Lee, Stephen <stephenlee@bloombergindustry.com>
Sent: Thursday, July 23, 2020 2:46 PM
To: Press <Press@epa.gov>
Subject: EDF statement re: CASAC

Hey guys. They want me to write up something brief on this. Any statement would be great. I'm aiming for 3:45...sorry for the short notice.

SL

EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

Statement of Dr. Richard Denison, Lead Senior Scientist, Environmental Defense Fund

(Washington, DC—July 23, 2020) “Today [EPA released](#) a list of potential candidates for a key chemical safety advisory committee that is critically flawed from the outset: Candidates were solicited and screened under an illegal directive issued by scandal-plagued former EPA Administrator Scott Pruitt that barred any scientist receiving EPA grant funding from serving on the agency's dozens of advisory bodies. By using that directive to make this list, EPA is ignoring decisions by [three separate Courts](#) ruling the directive illegal.

“In response to these court rulings, just this week, EDF and other NGOs sent a [letter to EPA Administrator Andrew Wheeler](#) calling on the agency to suspend ongoing processes to fill positions and reopen the nominations process, including that for the Science Advisory Committee on Chemicals (SACC), to specifically solicit and consider nominations of qualified EPA-grant funded scientists. The groups also called on EPA to reinstate advisors whom it had removed or not renewed based on the illegal directive.

“EPA has indicated in statements made to the press in response to this request that it is refusing to undertake these steps. Essentially, this decision means that EPA is refusing to undo the serious damage its illegal directive has caused to the agency's ability to obtain the best possible independent scientific advice.

“While we have yet to scrutinize the list of candidates in detail, one name does draw immediate deep concern: Michael Dourson – the failed Trump nominee to lead EPA's chemical safety office. Dourson's [record of mercenary science and downplaying chemical risks](#) to benefit industry drew widespread criticism – and opposition from Senators on both sides of the aisle. The fact that he is included on this list is yet another display of the Administration weighing industry interests over public health protection; it also speaks volumes about the conflicts of interest screening process EPA has used.

“EPA's perversion of its scientific advisory process under the Trump Administration is deeply disturbing. EDF reiterates its call for the agency to reopen the SACC nomination process to qualified scientists receiving EPA grant funding, and to operate the nominations process in an open and transparent manner.”

Additional Background:

In March of this year, EPA [solicited nominations](#) to the SACC – but then failed to post any of the nominations it received to the docket it established for this process. EDF then requested that EPA do

so, arguing that the public has a right to know what entities nominated the various candidates EPA has now identified. EPA refused EDF's request.

In response, on June 2, EDF filed a FOIA request for this information. EPA is slow-walking its response to this request. The agency issued a pro forma response indicating it did not expect to provide the requested information to EDF before December 18 of this year – over six months after the initial request – despite the 20 business day requirement for the federal government to respond to FOIAs. EDF has repeatedly followed up with the relevant EPA staff, but has, to date, not received an adequate response.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

stephenlee@bloombergenvironment.com

Message

From: Simons, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=652DA36FEB75460DA864EF6504AE0F42-ASIMONS]
Sent: 8/4/2020 12:52:11 PM
To: Siciliano, CarolAnn [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a0e84b7f6ddd4d92b99b2dba90aa86b1-CSICILIA]; Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbb1481c9c957a471f697527-BBerkley]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]
CC: Prabhu, Aditi [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4404f48570f84a5ba2a10692be5826e0-Prabhu, Aditi]; Green, Noelle [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9ec442d76ba547f681cbb9b52f990a97-Green, Noel]
Subject: RE: SACC: reopening nomination period -- request from OGC for information

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>
Sent: Tuesday, August 4, 2020 8:01 AM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Cc: Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>
Subject: RE: SACC: reopening nomination period -- request from OGC for information

Ex. 5 Attorney Client (AC)

Carol Ann Siciliano
Associate Assistant Administrator
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Office & Mobile: **Personal Matters / Ex. 6**
Siciliano.carolann@epa.gov

From: Hughes, Hayley <hughes.hayley@epa.gov>

Sent: Monday, August 3, 2020 4:30 PM

To: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>

Cc: Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>

Subject: RE: SACC: reopening nomination period -- request from OGC for information

Hi Carol Ann,

I spoke to Alex last week and my understanding is that the Agency is drafting language because there are other FACAs that may be affected so OSCP is waiting for that language.

Please advise if you have heard otherwise.

Thanks,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116

Email: Hughes.hayley@epa.gov

From: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>

Sent: Sunday, August 2, 2020 12:26 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>

Cc: Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>

Subject: SACC: reopening nomination period -- request from OGC for information

Ex. 5 Attorney Client (AC)

Carol Ann Siciliano
Associate Assistant Administrator
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Office & Mobile: **Personal Matters / Ex. 6**
Siciliano.carolann@epa.gov

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Thursday, July 30, 2020 5:37 PM

To: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>

Subject: RE: SACC: reopening nomination period -- request for information

Carol Ann:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>
Sent: Friday, July 24, 2020 9:27 AM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>
Subject: RE: SACC: reopening nomination period -- request for information

Thank you. We look forward to hearing from you.

Carol Ann Siciliano
Associate Assistant Administrator
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Office & Mobile: Personal Matters / Ex. 6
Siciliano.carolann@epa.gov

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Thursday, July 23, 2020 7:19 PM
To: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>
Subject: RE: SACC: reopening nomination period -- request for information

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.

ED_005133A_00000161-00003



Please consider the environment before printing this email.

From: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>

Sent: Thursday, July 23, 2020 7:16 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>

Subject: SACC: reopening nomination period -- request for information

Ex. 5 Attorney Client (AC)

Carol Ann Siciliano
Associate Assistant Administrator
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Office & Mobile: Ex. 6 Personal Privacy (PP)
Siciliano.carolann@epa.gov

Message

From: Hughes, Hayley [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D98153A3667544CE81B60DD0B1ECBD0D-HUGHES, HAY]
Sent: 7/28/2020 8:14:57 PM
To: Hanley, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=58e0d3d52d424d45ae88e4386ae4f8dd-Hanley, Mary]; Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]
Subject: RE: Federal Advisory Committee Response
Attachments: Comment Periods Open During Time Science Directive Invalidated

Mary,
Here is one of the background emails.
Thanks,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Hanley, Mary <Hanley.Mary@epa.gov>
Sent: Tuesday, July 28, 2020 3:59 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Knott, Steven <Knott.Steven@epa.gov>
Subject: RE: Federal Advisory Committee Response

Ex. 5 Deliberative Process (DP)

From: Hanley, Mary
Sent: Tuesday, July 28, 2020 3:05 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Knott, Steven <Knott.Steven@epa.gov>
Subject: RE: Federal Advisory Committee Response

Ex. 5 Deliberative Process (DP)

From: Hughes, Hayley <hughes.hayley@epa.gov>
Sent: Tuesday, July 28, 2020 3:02 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>
Cc: Knott, Steven <Knott.Steven@epa.gov>
Subject: RE: Federal Advisory Committee Response

Allison and/or Mary,

Ex. 5 Deliberative Process (DP)

Thanks,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Monday, July 27, 2020 1:23 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>
Subject: FW: Federal Advisory Committee Response

Hayley,

FYI.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Vizian, Donna <Vizian.Donna@epa.gov>
Sent: Saturday, July 25, 2020 5:35 PM
To: GReed@ucsusa.org
Cc: Louie, Nica <Louie.Nica@epa.gov>; Araujo, Javier <Araujo.Javier@epa.gov>; Armitage, Thomas <Armitage.Thomas@epa.gov>; O'Farrell, Thomas <OFarrell.Thomas@epa.gov>; gantner.ann-marie@epa.gov; Carrillo, Oscar <Carrillo.Oscar@epa.gov>; Jenkins, Alexis <jenkins.alexis@epa.gov>; Jenkins, Fred <jenkins.fred@epa.gov>; Tracy, Tom <Tracy.Tom@epa.gov>; Subramanian, Hema <Subramanian.Hema@epa.gov>; Tejada, Matthew <Tejada.Matthew@epa.gov>; Tejada, Matthew <Tejada.Matthew@epa.gov>; Chu, Ed <Chu.Ed@epa.gov>; Jewell, Shannon <jewell.shannon@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Weinstock, Larry <Weinstock.Larry@epa.gov>; Barnes, Edlynzia <Barnes.Edlynzia@epa.gov>; eargle.frances@epa.gov; Ward, Tracey <Ward.Tracey@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Yeow, Aaron <Yeow.Aaron@epa.gov>; Yeow, Aaron <Yeow.Aaron@epa.gov>; O'Farrell, Thomas <OFarrell.Thomas@epa.gov>; Green, Eugene <Green.Eugene@epa.gov>
Subject: Federal Advisory Committee Response

Ms. Genna Reed
Lead Science and Policy Analyst
Union of Concerned Scientists

1825 K Street NW, Suite 800
Washington, D.C. 20006

Dear Ms. Reed:

Thank you for your July 21, 2020, letter to the U.S. Environmental Protection Agency regarding the U.S. District Court for the Southern District of New York's recent ruling.

The court's decision does not require the EPA to revisit the membership compositions of committees that were already in place at the time of the decision. Further, it does not require the Agency to reinstate individuals who declined committee membership to preserve their grants.

EPA remains committed to maintaining fair and balanced advisory committees. The agency considers applicants and nominees who are interested and qualified, as appropriate to the nature and functions of the advisory committee and as required by statute, where applicable. For advisory committees requiring technical expertise, the agency targets persons with the necessary range of demonstrated professional or personal qualifications and expertise. For those individuals interested in serving as a committee member, EPA encourages them to apply. Committees publish notices on their websites and in the Federal Register soliciting nominations and detailing the application process.

Again, thank you for your letter. If you have further questions, you may contact Dan Coogan, acting director, Office of Resources of Business Operations, at coogan.daniel@epa.gov or at (202) 564-1862.

Sincerely,

//signed//

Donna J. Vizian

Principal Deputy Assistant Administrator

Message

From: Dunn, Alexandra [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=426D0177EAAB4001A5C85F051565997E-DUNN, ALEXA]
Sent: 7/24/2020 4:18:13 PM
To: Simons, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=652da36feb75460da864ef6504ae0f42-ASIMONS]; Leopold, Matt (OGC) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4e5cdf09a3924dada6d322c6794cc4fa-Leopold, Ma]; Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]; Dunlap, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=591eb15a268249dda0c05a7451f765c3-Dunlap, Dav]; Voyles, Travis [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4c2b6c0d5ff046e7809f8cab2913bc48-Voyles, Tra]; Brazauskas, Joseph [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=babf7b77aeec4ffeaaad446bb35e05b24-Brazauskas,]
CC: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Fischer, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f81d43bd8eee462399c4f1e689e28658-Fischer, Da]; Brennan, Thomas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=78caa4c8d91743c887c1bb5dc8cdb369-Thomas Brennan]
Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

From: Dunn, Alexandra
Sent: Friday, July 24, 2020 8:16 AM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Thursday, July 23, 2020 7:09 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison

<Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Thursday, July 23, 2020 6:25 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Thursday, July 23, 2020 6:10 PM

To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Matt:

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

Message

From: Dunn, Alexandra [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=426D0177EAAB4001A5C85F051565997E-DUNN, ALEXA]
Sent: 7/24/2020 4:18:13 PM
To: Simons, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=652da36feb75460da864ef6504ae0f42-ASIMONS]; Leopold, Matt (OGC) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4e5cdf09a3924dada6d322c6794cc4fa-Leopold, Ma]; Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]; Dunlap, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=591eb15a268249dda0c05a7451f765c3-Dunlap, Dav]; Voyles, Travis [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4c2b6c0d5ff046e7809f8cab2913bc48-Voyles, Tra]; Brazauskas, Joseph [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=babf7b77aeec4ffead446bb35e05b24-Brazauskas,]
CC: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Fischer, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f81d43bd8eee462399c4f1e689e28658-Fischer, Da]; Brennan, Thomas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=78caa4c8d91743c887c1bb5dc8cdb369-Thomas Brennan]
Subject: Comment Periods Open During Time Science Directive Invalidated

Ex. 5 Attorney Client (AC)

From: Dunn, Alexandra
Sent: Friday, July 24, 2020 8:16 AM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Thursday, July 23, 2020 7:09 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison

<Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Thursday, July 23, 2020 6:25 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Thursday, July 23, 2020 6:10 PM

To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Matt:

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

Message

From: Simons, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=652DA36FEB75460DA864EF6504AE0F42-ASIMONS]
Sent: 7/24/2020 1:31:14 PM
To: Dunn, Alexandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=426d0177eaab4001a5c85f051565997e-Dunn, Alexa]; Leopold, Matt (OGC) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4e5cdf09a3924dada6d322c6794cc4fa-Leopold, Ma]; Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Fischer, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f81d43bd8eee462399c4f1e689e28658-Fischer, Da]; Gustafson, Adam [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=20857a3831394ed6b0348dc4adbce080-Gustafson,]
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Deliberative Process (DP)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Friday, July 24, 2020 8:16 AM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Thursday, July 23, 2020 7:09 PM

To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Thursday, July 23, 2020 6:25 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Thursday, July 23, 2020 6:10 PM

To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Matt:

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Sent: Thursday, July 23, 2020 5:54 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
Office: (202) 564-8040
Cell: Ex. 6 Personal Privacy (PP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 5:32 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dunn, Alexandra
Sent: Thursday, July 23, 2020 5:30 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Sent: Thursday, July 23, 2020 5:26 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
Office: (202) 564-8040
Cell: Ex. 6 Personal Privacy (PP)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Thursday, July 23, 2020 5:23 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 5:21 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

+ OSCP

From: Dunn, Alexandra
Sent: Thursday, July 23, 2020 5:18 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 5:04 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Thursday, July 23, 2020 5:02 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dennis, Allison <Dennis.Allison@epa.gov>

Sent: Thursday, July 23, 2020 4:49 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Thursday, July 23, 2020 4:45 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 4:36 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 4:26 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Subject: FW: EDF statement re: CASAC- 4:30 DDL
Importance: High

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 4:21 PM

To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: FW: EDF statement re: CASAC- 4:30 DDL
Importance: High

Ex. 5 Deliberative Process (DP)

From: Dennis, Allison
Sent: Thursday, July 23, 2020 3:55 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Subject: RE: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Yep- extended to 4:30. How's this? **Ex. 5 Deliberative Process (DP)**

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Thursday, July 23, 2020 3:48 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>

Subject: Re: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Can we get a short extension of the deadline ASAP

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Jul 23, 2020, at 3:36 PM, Dennis, Allison <Dennis.Allison@epa.gov> wrote:

Let's chat!

From: Labbe, Ken <Labbe.Ken@epa.gov>

Sent: Thursday, July 23, 2020 2:53 PM

To: Hubbard, Carolyn <Hubbard.Carolyn@epa.gov>; Fitzpatrick, Kacey <Fitzpatrick.Kacey@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>

Subject: FW: EDF statement re: CASAC

Hi all, Please see below. Deadline is tight (3:45)

From: Hewitt, James <hewitt.james@epa.gov>
Sent: Thursday, July 23, 2020 2:48 PM
To: Press <Press@epa.gov>
Subject: RE: EDF statement re: CASAC

Can someone please check with OCSPP/ORD?

From: Lee, Stephen <stephenlee@bloombergindustry.com>
Sent: Thursday, July 23, 2020 2:46 PM
To: Press <Press@epa.gov>
Subject: EDF statement re: CASAC

Hey guys. They want me to write up something brief on this. Any statement would be great. I'm aiming for 3:45....sorry for the short notice.

SL

EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

Statement of Dr. Richard Denison, Lead Senior Scientist, Environmental Defense Fund

(Washington, DC—July 23, 2020) “Today EPA released a list of potential candidates for a key chemical safety advisory committee that is critically flawed from the outset: Candidates were solicited and screened under an illegal directive issued by scandal-plagued former EPA Administrator Scott Pruitt that barred any scientist receiving EPA grant funding from serving on the agency’s dozens of advisory bodies. By using that directive to make this list, EPA is ignoring decisions by three separate Courts ruling the directive illegal.

“In response to these court rulings, just this week, EDF and other NGOs sent a letter to EPA Administrator Andrew Wheeler calling on the agency to suspend ongoing processes to fill positions and reopen the nominations process, including that for the Science Advisory Committee on Chemicals (SACC), to specifically solicit and consider nominations of qualified EPA-grant funded scientists. The groups also called on EPA to reinstate advisors whom it had removed or not renewed based on the illegal directive.

“EPA has indicated in statements made to the press in response to this request that it is refusing to undertake these steps. Essentially, this decision means that EPA is refusing to undo the serious damage its illegal directive has caused to the agency’s ability to obtain the best possible independent scientific advice.

“While we have yet to scrutinize the list of candidates in detail, one name does draw immediate deep concern: Michael Dourson – the failed Trump nominee to lead EPA’s chemical safety office. Dourson’s record of mercenary science and downplaying chemical risks to benefit industry drew widespread criticism – and opposition from Senators on both sides of the aisle. The fact that he is included on this list is yet another display of the Administration weighing industry interests over public health protection; it also speaks volumes about the conflicts of interest screening process EPA has used.

“EPA’s perversion of its scientific advisory process under the Trump Administration is deeply disturbing. EDF reiterates its call for the agency to reopen the SACC nomination process to qualified scientists receiving EPA grant funding, and to operate the nominations process in an open and transparent manner.”

Additional Background:

In March of this year, EPA solicited nominations to the SACC – but then failed to post any of the nominations it received to the docket it established for this process. EDF then requested that EPA do so, arguing that the public has a right to know what entities nominated the various candidates EPA has now identified. EPA refused EDF's request.

In response, on June 2, EDF filed a FOIA request for this information. EPA is slow-walking its response to this request. The agency issued a pro forma response indicating it did not expect to provide the requested information to EDF before December 18 of this year – over six months after the initial request – despite the 20 business day requirement for the federal government to respond to FOIAs. EDF has repeatedly followed up with the relevant EPA staff, but has, to date, not received an adequate response.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

stephenlee@bloombergenvironment.com

Message

From: Simons, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=652DA36FEB75460DA864EF6504AE0F42-ASIMONS]
Sent: 7/23/2020 10:18:07 PM
To: Leopold, Matt (OGC) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4e5cdf09a3924dada6d322c6794cc4fa-Leopold, Ma]; Dunn, Alexandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=426d0177eaab4001a5c85f051565997e-Dunn, Alexa]; Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Knott, Steven [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=24d2f36208d64beaaa5fdaf7fc29bce0-Knott, Steven]; Fischer, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f81d43bd8eee462399c4f1e689e28658-Fischer, Da]
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Simons, Andrew
Sent: Thursday, July 23, 2020 6:10 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Matt:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Sent: Thursday, July 23, 2020 5:54 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
Office: (202) 564-8040
Cell: Ex. 6 Personal Privacy (PP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 5:32 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dunn, Alexandra
Sent: Thursday, July 23, 2020 5:30 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Sent: Thursday, July 23, 2020 5:26 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Matthew Z. Leopold

General Counsel

U.S. Environmental Protection Agency

Office: (202) 564-8040

Cell: **Ex. 6 Personal Privacy (PP)**

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Thursday, July 23, 2020 5:23 PM

To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons

Acting Associate General Counsel

Cross-Cutting Issues Law Office

U.S. Environmental Protection Agency

Tel. 202-564-3649

WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Thursday, July 23, 2020 5:21 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven

<Knott.Steven@epa.gov>; Fischer, David <Fischer.David@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

+ OSCP

From: Dunn, Alexandra

Sent: Thursday, July 23, 2020 5:18 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.

Assistant Administrator

Office of Chemical Safety and Pollution Prevention

US Environmental Protection Agency

Washington, DC

From: Dennis, Allison <Dennis.Allison@epa.gov>

Sent: Thursday, July 23, 2020 5:04 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Thursday, July 23, 2020 5:02 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons

Acting Associate General Counsel

Cross-Cutting Issues Law Office

U.S. Environmental Protection Agency

Tel. 202-564-3649

WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dennis, Allison <Dennis.Allison@epa.gov>

Sent: Thursday, July 23, 2020 4:49 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

From: Simons, Andrew <Simons.Andrew@epa.gov>

Sent: Thursday, July 23, 2020 4:45 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

Andrew Simons

Acting Associate General Counsel

Cross-Cutting Issues Law Office

U.S. Environmental Protection Agency

Tel. 202-564-3649

WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Dennis, Allison <Dennis.Allison@epa.gov>

Sent: Thursday, July 23, 2020 4:36 PM

To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Attorney Client (AC)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Thursday, July 23, 2020 4:26 PM

To: Simons, Andrew <Simons.Andrew@epa.gov>

Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>

Subject: FW: EDF statement re: CASAC- 4:30 DDL

Importance: High

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.

Assistant Administrator

Office of Chemical Safety and Pollution Prevention

US Environmental Protection Agency

Washington, DC

From: Dennis, Allison <Dennis.Allison@epa.gov>

Sent: Thursday, July 23, 2020 4:21 PM

To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>

Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>

Subject: FW: EDF statement re: CASAC- 4:30 DDL

Importance: High

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Dennis, Allison

Sent: Thursday, July 23, 2020 3:55 PM

To: Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>

Subject: RE: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Yep- extended to 4:30. How's this?

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 3:48 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Subject: Re: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Can we get a short extension of the deadline ASAP

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Jul 23, 2020, at 3:36 PM, Dennis, Allison <Dennis.Allison@epa.gov> wrote:

Let's chat!

From: Labbe, Ken <Labbe.Ken@epa.gov>
Sent: Thursday, July 23, 2020 2:53 PM
To: Hubbard, Carolyn <Hubbard.Carolyn@epa.gov>; Fitzpatrick, Kacey <Fitzpatrick.Kacey@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>
Subject: FW: EDF statement re: CASAC

Hi all, Please see below. Deadline is tight (3:45)

From: Hewitt, James <hewitt.james@epa.gov>
Sent: Thursday, July 23, 2020 2:48 PM
To: Press <Press@epa.gov>
Subject: RE: EDF statement re: CASAC

Can someone please check with OCSPP/ORD?

From: Lee, Stephen <stephenlee@bloombergindustry.com>
Sent: Thursday, July 23, 2020 2:46 PM
To: Press <Press@epa.gov>
Subject: EDF statement re: CASAC

Hey guys. They want me to write up something brief on this. Any statement would be great. I'm aiming for 3:45...sorry for the short notice.

SL

EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

Statement of Dr. Richard Denison, Lead Senior Scientist, Environmental Defense Fund

(Washington, DC—July 23, 2020) “Today EPA released a list of potential candidates for a key chemical safety advisory committee that is critically flawed from the outset: Candidates were solicited and screened under an illegal directive issued by scandal-plagued former EPA Administrator Scott Pruitt that barred any scientist receiving EPA grant funding from serving on the agency's dozens of advisory bodies. By using that directive to make this list, EPA is ignoring decisions by three separate Courts ruling the directive illegal.

“In response to these court rulings, just this week, EDF and other NGOs sent a letter to EPA Administrator Andrew Wheeler calling on the agency to suspend ongoing processes to fill positions and reopen the nominations process, including that for the Science Advisory Committee on Chemicals (SACC), to specifically solicit and consider nominations of qualified EPA-grant funded scientists. The groups also called on EPA to reinstate advisors whom it had removed or not renewed based on the illegal directive.

“EPA has indicated in statements made to the press in response to this request that it is refusing to undertake these steps. Essentially, this decision means that EPA is refusing to undo the serious damage its illegal directive has caused to the agency's ability to obtain the best possible independent scientific advice.

“While we have yet to scrutinize the list of candidates in detail, one name does draw immediate deep concern: Michael Dourson – the failed Trump nominee to lead EPA's chemical safety office. Dourson's record of mercenary science and downplaying chemical risks to benefit industry drew widespread criticism – and opposition from Senators on both sides of the aisle. The fact that he is included on this list is yet another display of the Administration weighing industry interests over public health protection; it also speaks volumes about the conflicts of interest screening process EPA has used.

“EPA's perversion of its scientific advisory process under the Trump Administration is deeply disturbing. EDF reiterates its call for the agency to reopen the SACC nomination process to qualified scientists receiving EPA grant funding, and to operate the nominations process in an open and transparent manner.”

Additional Background:

In March of this year, EPA solicited nominations to the SACC – but then failed to post any of the nominations it received to the docket it established for this process. EDF then requested that EPA do so, arguing that the public has a right to know what entities nominated the various candidates EPA has now identified. EPA refused EDF's request.

In response, on June 2, EDF filed a FOIA request for this information. EPA is slow-walking its response to this request. The agency issued a pro forma response indicating it did not expect to provide the requested information to EDF before December 18 of this year – over six months after

the initial request – despite the 20 business day requirement for the federal government to respond to FOIAs. EDF has repeatedly followed up with the relevant EPA staff, but has, to date, not received an adequate response.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

stephenlee@bloombergenvironment.com

Message

From: Knott, Steven [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=24D2F36208D64BEAAA5FDAF7FC29BCE0-KNOTT, STEVEN]
Sent: 7/23/2020 9:02:53 PM
To: Dunn, Alexandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=426d0177eaab4001a5c85f051565997e-Dunn, Alexa]; Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbbbe1481c9c957a471f697527-BBerkley]
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Alex,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, July 23, 2020 4:54 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Cc: Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Deliberative Process (DP)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Hughes, Hayley <hughes.hayley@epa.gov>
Sent: Thursday, July 23, 2020 4:44 PM
To: Knott, Steven <Knott.Steven@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

I agree.

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Thursday, July 23, 2020 4:43 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Okay with me.

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 4:42 PM
To: Knott, Steven <Knott.Steven@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Deliberative Process (DP)

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Thursday, July 23, 2020 4:40 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Allison,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 4:21 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: FW: EDF statement re: CASAC- 4:30 DDL
Importance: High

Ex. 5 Deliberative Process (DP)

From: Dennis, Allison

Sent: Thursday, July 23, 2020 3:55 PM

To: Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>

Subject: RE: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Yep- extended to 4:30. How's this?

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Thursday, July 23, 2020 3:48 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>

Subject: Re: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Can we get a short extension of the deadline ASAP

Alexandra Dapolito Dunn, Esq.

Assistant Administrator

Office of Chemical Safety & Pollution Prevention

U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Jul 23, 2020, at 3:36 PM, Dennis, Allison <Dennis.Allison@epa.gov> wrote:

Let's chat!

From: Labbe, Ken <Labbe.Ken@epa.gov>
Sent: Thursday, July 23, 2020 2:53 PM
To: Hubbard, Carolyn <Hubbard.Carolyn@epa.gov>; Fitzpatrick, Kacey <Fitzpatrick.Kacey@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>
Subject: FW: EDF statement re: CASAC

Hi all, Please see below. Deadline is tight (3:45)

From: Hewitt, James <hewitt.james@epa.gov>
Sent: Thursday, July 23, 2020 2:48 PM
To: Press <Press@epa.gov>
Subject: RE: EDF statement re: CASAC

Can someone please check with OCSPP/ORD?

From: Lee, Stephen <stephenlee@bloombergindustry.com>
Sent: Thursday, July 23, 2020 2:46 PM
To: Press <Press@epa.gov>
Subject: EDF statement re: CASAC

Hey guys. They want me to write up something brief on this. Any statement would be great. I'm aiming for 3:45...sorry for the short notice.

SL

EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

Statement of Dr. Richard Denison, Lead Senior Scientist, Environmental Defense Fund

(Washington, DC—July 23, 2020) “Today EPA released a list of potential candidates for a key chemical safety advisory committee that is critically flawed from the outset: Candidates were solicited and screened under an illegal directive issued by scandal-plagued former EPA Administrator Scott Pruitt that barred any scientist receiving EPA grant funding from serving on the agency's dozens of advisory bodies. By using that directive to make this list, EPA is ignoring decisions by three separate Courts ruling the directive illegal.

“In response to these court rulings, just this week, EDF and other NGOs sent a letter to EPA Administrator Andrew Wheeler calling on the agency to suspend ongoing processes to fill positions and reopen the nominations process, including that for the Science Advisory Committee on Chemicals (SACC), to specifically solicit and consider nominations of qualified EPA-grant funded

scientists. The groups also called on EPA to reinstate advisors whom it had removed or not renewed based on the illegal directive.

“EPA has indicated in statements made to the press in response to this request that it is refusing to undertake these steps. Essentially, this decision means that EPA is refusing to undo the serious damage its illegal directive has caused to the agency’s ability to obtain the best possible independent scientific advice.

“While we have yet to scrutinize the list of candidates in detail, one name does draw immediate deep concern: Michael Dourson – the failed Trump nominee to lead EPA’s chemical safety office. Dourson’s record of mercenary science and downplaying chemical risks to benefit industry drew widespread criticism – and opposition from Senators on both sides of the aisle. The fact that he is included on this list is yet another display of the Administration weighing industry interests over public health protection; it also speaks volumes about the conflicts of interest screening process EPA has used.

“EPA’s perversion of its scientific advisory process under the Trump Administration is deeply disturbing. EDF reiterates its call for the agency to reopen the SACC nomination process to qualified scientists receiving EPA grant funding, and to operate the nominations process in an open and transparent manner.”

Additional Background:

In March of this year, EPA solicited nominations to the SACC – but then failed to post any of the nominations it received to the docket it established for this process. EDF then requested that EPA do so, arguing that the public has a right to know what entities nominated the various candidates EPA has now identified. EPA refused EDF’s request.

In response, on June 2, EDF filed a FOIA request for this information. EPA is slow-walking its response to this request. The agency issued a pro forma response indicating it did not expect to provide the requested information to EDF before December 18 of this year – over six months after the initial request – despite the 20 business day requirement for the federal government to respond to FOIAs. EDF has repeatedly followed up with the relevant EPA staff, but has, to date, not received an adequate response.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

stephenlee@bloombergenvironment.com

Message

From: Knott, Steven [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=24D2F36208D64BEAAA5FDAF7FC29BCE0-KNOTT, STEVEN]
Sent: 7/23/2020 8:46:14 PM
To: Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]; Dunn, Alexandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=426d0177eaab4001a5c85f051565997e-Dunn, Alexa]
CC: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbb1481c9c957a471f697527-BBerkley]
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Forgot to highlight an additional change we made in red (see red, underlined below) – didn't want it to be missed.

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 4:42 PM
To: Knott, Steven <Knott.Steven@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Ex. 5 Deliberative Process (DP)

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Thursday, July 23, 2020 4:40 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: EDF statement re: CASAC- 4:30 DDL

Allison,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Thursday, July 23, 2020 4:21 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: FW: EDF statement re: CASAC- 4:30 DDL
Importance: High

Ex. 5 Deliberative Process (DP)

From: Dennis, Allison
Sent: Thursday, July 23, 2020 3:55 PM
To: Dunn, Alexandra <dunn.alexandra@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott,

Steven <Knott.Steven@epa.gov>

Subject: RE: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Yep- extended to 4:30. How's this?

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>

Sent: Thursday, July 23, 2020 3:48 PM

To: Dennis, Allison <Dennis.Allison@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Dunton, Cheryl <Dunton.Cheryl@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>

Subject: Re: EDF statement re: CASAC- URGENT MEDIA INQUIRY

Can we get a short extension of the deadline ASAP

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency
Washington, DC

Sent from my iPhone

On Jul 23, 2020, at 3:36 PM, Dennis, Allison <Dennis.Allison@epa.gov> wrote:

Let's chat!

From: Labbe, Ken <Labbe.Ken@epa.gov>
Sent: Thursday, July 23, 2020 2:53 PM
To: Hubbard, Carolyn <Hubbard.Carolyn@epa.gov>; Fitzpatrick, Kacey <Fitzpatrick.Kacey@epa.gov>;
Dennis, Allison <Dennis.Allison@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>
Subject: FW: EDF statement re: CASAC

Hi all, Please see below. Deadline is tight (3:45)

From: Hewitt, James <hewitt.james@epa.gov>
Sent: Thursday, July 23, 2020 2:48 PM
To: Press <Press@epa.gov>
Subject: RE: EDF statement re: CASAC

Can someone please check with OCSPP/ORD?

From: Lee, Stephen <stephenlee@bloombergindustry.com>
Sent: Thursday, July 23, 2020 2:46 PM
To: Press <Press@epa.gov>
Subject: EDF statement re: CASAC

Hey guys. They want me to write up something brief on this. Any statement would be great. I'm aiming for 3:45...sorry for the short notice.

SL

EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

Statement of Dr. Richard Denison, Lead Senior Scientist, Environmental Defense Fund

(Washington, DC—July 23, 2020) “Today EPA released a list of potential candidates for a key chemical safety advisory committee that is critically flawed from the outset: Candidates were solicited and screened under an illegal directive issued by scandal-plagued former EPA Administrator Scott Pruitt that barred any scientist receiving EPA grant funding from serving on the agency's dozens of advisory bodies. By using that directive to make this list, EPA is ignoring decisions by three separate Courts ruling the directive illegal.

“In response to these court rulings, just this week, EDF and other NGOs sent a letter to EPA Administrator Andrew Wheeler calling on the agency to suspend ongoing processes to fill positions and reopen the nominations process, including that for the Science Advisory Committee on Chemicals (SACC), to specifically solicit and consider nominations of qualified EPA-grant funded scientists. The groups also called on EPA to reinstate advisors whom it had removed or not renewed based on the illegal directive.

“EPA has indicated in statements made to the press in response to this request that it is refusing to undertake these steps. Essentially, this decision means that EPA is refusing to undo the serious damage its illegal directive has caused to the agency's ability to obtain the best possible independent scientific advice.

“While we have yet to scrutinize the list of candidates in detail, one name does draw immediate deep concern: Michael Dourson – the failed Trump nominee to lead EPA’s chemical safety office. Dourson’s record of mercenary science and downplaying chemical risks to benefit industry drew widespread criticism – and opposition from Senators on both sides of the aisle. The fact that he is included on this list is yet another display of the Administration weighing industry interests over public health protection; it also speaks volumes about the conflicts of interest screening process EPA has used.

“EPA’s perversion of its scientific advisory process under the Trump Administration is deeply disturbing. EDF reiterates its call for the agency to reopen the SACC nomination process to qualified scientists receiving EPA grant funding, and to operate the nominations process in an open and transparent manner.”

Additional Background:

In March of this year, EPA solicited nominations to the SACC – but then failed to post any of the nominations it received to the docket it established for this process. EDF then requested that EPA do so, arguing that the public has a right to know what entities nominated the various candidates EPA has now identified. EPA refused EDF’s request.

In response, on June 2, EDF filed a FOIA request for this information. EPA is slow-walking its response to this request. The agency issued a pro forma response indicating it did not expect to provide the requested information to EDF before December 18 of this year – over six months after the initial request – despite the 20 business day requirement for the federal government to respond to FOIAs. EDF has repeatedly followed up with the relevant EPA staff, but has, to date, not received an adequate response.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

stephenlee@bloombergenvironment.com

Message

From: Knott, Steven [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=24D2F36208D64BEAAA5FDAF7FC29BCE0-KNOTT, STEVEN]
Sent: 7/23/2020 7:03:51 PM
To: Hayley Hughes (hughes.hayley@epa.gov) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Peterson, Todd [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3aac6c02f8c54be9bfe97aebe7e9e902-Peterson, Todd]; Wooge, William [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a294f6ab9e6241698691b7190208e3fa-WWOOG]E]
Subject: FW: EDF Release: EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

Ex. 5 Deliberative Process (DP)

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Richard Denison <rdenison@edf.org>
Sent: Thursday, July 23, 2020 2:42 PM
To: rdenison@edf.org
Subject: EDF Release: EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

<https://www.edf.org/media/epa-used-critically-flawed-illegal-process-select-potential-members-its-chemical-safety>



FOR IMMEDIATE RELEASE

Media Contact:

Keith Gaby, (202) 572-3336, kgaby@edf.org

EPA Used Critically Flawed, Illegal Process to Select Potential Members for its Chemical Safety Advisory Panel

Statement of Dr. Richard Denison, Lead Senior Scientist, Environmental Defense Fund

(Washington, DC—July 23, 2020) “Today EPA released a list of potential candidates for a key chemical safety advisory committee that is critically flawed from the outset: Candidates were solicited and screened under an illegal

directive issued by scandal-plagued former EPA Administrator Scott Pruitt that barred any scientist receiving EPA grant funding from serving on the agency's dozens of advisory bodies. By using that directive to make this list, EPA is ignoring decisions by three separate Courts ruling the directive illegal.

"In response to these court rulings, just this week, EDF and other NGOs sent a letter to EPA Administrator Andrew Wheeler calling on the agency to suspend ongoing processes to fill positions and reopen the nominations process, including that for the Science Advisory Committee on Chemicals (SACC), to specifically solicit and consider nominations of qualified EPA-grant funded scientists. The groups also called on EPA to reinstate advisors whom it had removed or not renewed based on the illegal directive.

"EPA has indicated in statements made to the press in response to this request that it is refusing to undertake these steps. Essentially, this decision means that EPA is refusing to undo the serious damage its illegal directive has caused to the agency's ability to obtain the best possible independent scientific advice.

"While we have yet to scrutinize the list of candidates in detail, one name does draw immediate deep concern: Michael Dourson – the failed Trump nominee to lead EPA's chemical safety office. Dourson's record of mercenary science and downplaying chemical risks to benefit industry drew widespread criticism – and opposition from Senators on both sides of the aisle. The fact that he is included on this list is yet another display of the Administration weighing industry interests over public health protection; it also speaks volumes about the conflicts of interest screening process EPA has used.

"EPA's perversion of its scientific advisory process under the Trump Administration is deeply disturbing. EDF reiterates its call for the agency to reopen the SACC nomination process to qualified scientists receiving EPA grant funding, and to operate the nominations process in an open and transparent manner."

Additional Background:

In March of this year, EPA solicited nominations to the SACC – but then failed to post any of the nominations it received to the docket it established for this process. EDF then requested that EPA do so, arguing that the public has a right to know what entities nominated the various candidates EPA has now identified. EPA refused EDF's request.

In response, on June 2, EDF filed a FOIA request for this information. EPA is slow-walking its response to this request. The agency issued a pro forma response indicating it did not expect to provide the requested information to EDF before December 18 of this year – over six months after the initial request – despite the 20 business day requirement for the federal government to respond to FOIAs. EDF has repeatedly followed up with the relevant EPA staff, but has, to date, not received an adequate response.

###

Environmental Defense Fund (edf.org), a leading international nonprofit organization, creates transformational solutions to the most serious environmental problems. EDF links science, economics, law and innovative private-sector partnerships. Connect with us on EDF Voices, Twitter and Facebook.

This e-mail and any attachments may contain confidential and privileged information. If you are not the intended recipient, please notify the sender immediately by return e-mail, delete this e-mail and destroy any copies. Any dissemination or use of this information by a person other than the intended recipient is unauthorized and may be illegal.

Message

From: Knott, Steven [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=24D2F36208D64BEAAA5FDAF7FC29BCE0-KNOTT, STEVEN]
Sent: 8/13/2020 5:24:16 PM
To: Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]; Cole, Joseph E. [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5d4a7b2366af40f498e339a7718e3441-Cole, Josep]; Simons, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=652da36feb75460da864ef6504ae0f42-ASIMONS]; Goerke, Ariadne [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e8b70bcd421e464bb63a31f451970f7e-AGOERKE]
CC: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbbbe1481c9c957a471f697527-BBerkley]
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison
Sent: Thursday, August 13, 2020 1:23 PM
To: Knott, Steven <Knott.Steven@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Deliberative Process (DP)

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Thursday, August 13, 2020 1:21 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Allison and All,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison
Sent: Thursday, August 13, 2020 1:14 PM
To: Cole, Joseph E. <cole.josephe@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Knott, Steven <Knott.Steven@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00
Importance: High

Ex. 5 Attorney Client (AC)

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, August 13, 2020 12:12 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra
Sent: Thursday, August 13, 2020 12:11 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa

<Grable.Melissa@epa.gov>

Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dennis, Allison <Dennis.Allison@epa.gov>

Sent: Wednesday, August 12, 2020 9:14 PM

To: Hughes, Hayley <hughes.hayley@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>

Subject: Fwd: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Never a dull moment for OSCP. See incoming below and let's connect in the a.m.

Sent from my iPhone

Begin forwarded message:

From: "Hackel, Angela" <Hackel.Angela@epa.gov>

Date: August 12, 2020 at 9:07:30 PM EDT

To: "Rosen, Bailey" <Rosen.Bailey@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Lieberman, Paige" <Lieberman.Paige@epa.gov>, "Motilall, Christina" <Motilall.Christina@epa.gov>, "Siedschlag, Gregory" <Siedschlag.Gregory@epa.gov>

Cc: "Labbe, Ken" <Labbe.Ken@epa.gov>

Subject: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Hi everyone,

We received the below and attached from Bloomberg this evening. Stephen's deadline is 1:00 pm, tomorrow.

Please let us know how you would like to respond.

(I hope I got the list of cc's right— going off of memory!)

Thanks,

Angela

Angela Hackel
Senior Advisor
Office of the Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: 202.566.2977
Cell: **Ex. 6**

Begin forwarded message:

From: "Lee, Stephen" <stephenlee@bloombergindustry.com>
Date: August 12, 2020 at 8:26:25 PM EDT
To: Press <Press@epa.gov>
Subject: FIFRA advisory committee

Hey there. Someone from Earthjustice called me just now to say they have concerns about the composition of the FIFRA committee.

It sounds like EJ wants EPA to reopen the nominations process for this panel to include agency grantees, but they haven't heard from you about whether you will do so. Will that happen?

EJ also says this committee qualifies as a "prospective" committee in the sense that its composition will post-date the June 24 announcement that EPA won't challenge the New York decision overturning the Pruitt-era directive banning grantees from serving. Is that your position as well?

I'm aiming for a 1:00 Thursday deadline. Many thanks.

Stephen Lee
Reporter
Bloomberg Environment
Direct: 703-341-3698
Mobile: 202-297-7249
Twitter: @sklee_ca
stephenlee@bloombergenvironment.com

Message

From: Knott, Steven [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=24D2F36208D64BEAAA5FDAF7FC29BCE0-KNOTT, STEVEN]
Sent: 8/13/2020 5:11:20 PM
To: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

I sent a note to Allison to discuss.

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Hughes, Hayley
Sent: Thursday, August 13, 2020 1:08 PM
To: Green, Noelle <Green.Noelle@epa.gov>
Cc: Knott, Steven <Knott.Steven@epa.gov>
Subject: FW: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Attorney Client (AC)

Thank you,
Hayley

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Dunn, Alexandra <dunn.alexandra@epa.gov>
Sent: Thursday, August 13, 2020 12:11 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills,

Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>

Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dennis, Allison <Dennis.Allison@epa.gov>

Sent: Wednesday, August 12, 2020 9:14 PM

To: Hughes, Hayley <hughes.hayley@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>

Subject: Fwd: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Never a dull moment for OSCP. See incoming below and let's connect in the a.m.

Sent from my iPhone

Begin forwarded message:

From: "Hackel, Angela" <Hackel.Angela@epa.gov>

Date: August 12, 2020 at 9:07:30 PM EDT

To: "Rosen, Bailey" <Rosen.Bailey@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Lieberman, Paige" <Lieberman.Paige@epa.gov>, "Motilall, Christina" <Motilall.Christina@epa.gov>, "Siedschlag, Gregory" <Siedschlag.Gregory@epa.gov>

Cc: "Labbe, Ken" <Labbe.Ken@epa.gov>

Subject: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Hi everyone,

We received the below and attached from Bloomberg this evening. Stephen's deadline is 1:00 pm, tomorrow.

Please let us know how you would like to respond.

(I hope I got the list of cc's right— going off of memory!)

Thanks,

Angela

Angela Hackel
Senior Advisor
Office of the Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: 202.566.2977
Cell: Ex. 6

Begin forwarded message:

From: "Lee, Stephen" <stephenlee@bloombergindustry.com>
Date: August 12, 2020 at 8:26:25 PM EDT
To: Press <Press@epa.gov>
Subject: FIFRA advisory committee

Hey there. Someone from Earthjustice called me just now to say they have concerns about the composition of the FIFRA committee.

It sounds like EJ wants EPA to reopen the nominations process for this panel to include agency grantees, but they haven't heard from you about whether you will do so. Will that happen?

EJ also says this committee qualifies as a "prospective" committee in the sense that its composition will post-date the June 24 announcement that EPA won't challenge the New York decision overturning the Pruitt-era directive banning grantees from serving. Is that your position as well?

I'm aiming for a 1:00 Thursday deadline. Many thanks.

Stephen Lee
Reporter
Bloomberg Environment
Direct: 703-341-3698
Mobile: 202-297-7249
Twitter: @sklee_ca
stephenlee@bloombergenvironment.com

Message

From: Knott, Steven [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=24D2F36208D64BEAAA5FDAF7FC29BCE0-KNOTT, STEVEN]
Sent: 8/13/2020 5:10:38 PM
To: Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
CC: Hayley Hughes (hughes.hayley@epa.gov) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]
Subject: FW: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Allison,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dunn, Alexandra
Sent: Thursday, August 13, 2020 12:12 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra
Sent: Thursday, August 13, 2020 12:11 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Attorney Client (AC)

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Wednesday, August 12, 2020 9:14 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>
Subject: Fwd: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Never a dull moment for OSCP. See incoming below and let's connect in the a.m.

Sent from my iPhone

Begin forwarded message:

From: "Hackel, Angela" <Hackel.Angela@epa.gov>
Date: August 12, 2020 at 9:07:30 PM EDT
To: "Rosen, Bailey" <Rosen.Bailey@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Lieberman, Paige" <Lieberman.Paige@epa.gov>, "Motilall, Christina" <Motilall.Christina@epa.gov>, "Siedschlag, Gregory" <Siedschlag.Gregory@epa.gov>
Cc: "Labbe, Ken" <Labbe.Ken@epa.gov>
Subject: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Hi everyone,

We received the below and attached from Bloomberg this evening. Stephen's deadline is 1:00 pm, tomorrow.

Please let us know how you would like to respond.

(I hope I got the list of cc's right— going off of memory!)

Thanks,

Angela

Angela Hackel
Senior Advisor
Office of the Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: 202.566.2977
Cell: Ex. 6

Begin forwarded message:

From: "Lee, Stephen" <stephenlee@bloombergindustry.com>
Date: August 12, 2020 at 8:26:25 PM EDT
To: Press <Press@epa.gov>
Subject: FIFRA advisory committee

Hey there. Someone from Earthjustice called me just now to say they have concerns about the composition of the FIFRA committee.

It sounds like EJ wants EPA to reopen the nominations process for this panel to include agency grantees, but they haven't heard from you about whether you will do so. Will that happen?

EJ also says this committee qualifies as a "prospective" committee in the sense that its composition will post-date the June 24 announcement that EPA won't challenge the New York decision overturning the Pruitt-era directive banning grantees from serving. Is that your position as well?

I'm aiming for a 1:00 Thursday deadline. Many thanks.

Stephen Lee
Reporter
Bloomberg Environment
Direct: 703-341-3698
Mobile: 202-297-7249
Twitter: @sklee_ca
stephenlee@bloombergenvironment.com

Message

From: Knott, Steven [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=24D2F36208D64BEAAA5FDAF7FC29BCE0-KNOTT, STEVEN]
Sent: 8/13/2020 5:02:44 PM
To: Hughes, Hayley [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Hughes, Hayley
Sent: Thursday, August 13, 2020 1:02 PM
To: Knott, Steven <Knott.Steven@epa.gov>
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Deliberative Process (DP)

Hayley Hughes, DrPH, MPH, CSP
Director, Office of Science Coordination and Policy
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency

Desk: 202.564.1116
Email: Hughes.hayley@epa.gov

From: Knott, Steven <Knott.Steven@epa.gov>
Sent: Thursday, August 13, 2020 12:56 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>
Subject: FW: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Hayley,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.

Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dunn, Alexandra
Sent: Thursday, August 13, 2020 12:12 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Deliberative Process (DP)

From: Dunn, Alexandra
Sent: Thursday, August 13, 2020 12:11 PM
To: Dennis, Allison <Dennis.Allison@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Ex. 5 Attorney Client (AC)

Alexandra Dapolito Dunn, Esq.
Assistant Administrator
Office of Chemical Safety and Pollution Prevention
US Environmental Protection Agency
Washington, DC

From: Dennis, Allison <Dennis.Allison@epa.gov>
Sent: Wednesday, August 12, 2020 9:14 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew

<Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>

Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>

Subject: Fwd: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Never a dull moment for OSCP. See incoming below and let's connect in the a.m.

Sent from my iPhone

Begin forwarded message:

From: "Hackel, Angela" <Hackel.Angela@epa.gov>

Date: August 12, 2020 at 9:07:30 PM EDT

To: "Rosen, Bailey" <Rosen.Bailey@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Lieberman, Paige" <Lieberman.Paige@epa.gov>, "Motilall, Christina" <Motilall.Christina@epa.gov>, "Siedschlag, Gregory" <Siedschlag.Gregory@epa.gov>

Cc: "Labbe, Ken" <Labbe.Ken@epa.gov>

Subject: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Hi everyone,

We received the below and attached from Bloomberg this evening. Stephen's deadline is 1:00 pm, tomorrow.

Please let us know how you would like to respond.

(I hope I got the list of cc's right— going off of memory!)

Thanks,

Angela

Angela Hackel
Senior Advisor
Office of the Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: 202.566.2977
Cell: Ex. 6

Begin forwarded message:

From: "Lee, Stephen" <stephenlee@bloombergindustry.com>

Date: August 12, 2020 at 8:26:25 PM EDT

To: Press <Press@epa.gov>

Subject: FIFRA advisory committee

Hey there. Someone from Earthjustice called me just now to say they have concerns about the composition of the FIFRA committee.

It sounds like EJ wants EPA to reopen the nominations process for this panel to include agency grantees, but they haven't heard from you about whether you will do so. Will that happen?

EJ also says this committee qualifies as a "prospective" committee in the sense that its composition will post-date the June 24 announcement that EPA won't challenge the New York decision overturning the Pruitt-era directive banning grantees from serving. Is that your position as well?

I'm aiming for a 1:00 Thursday deadline. Many thanks.

Stephen Lee

Reporter

Bloomberg Environment

Direct: 703-341-3698

Mobile: 202-297-7249

Twitter: @sklee_ca

stephenlee@bloombergenvironment.com

Message

From: Knott, Steven [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=24D2F36208D64BEAAA5FDAF7FC29BCE0-KNOTT, STEVEN]
Sent: 8/13/2020 1:38:11 AM
To: Dennis, Allison [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9bf7959058b241fab18e564e9c957b56-ADennis]
Subject: RE: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Thanks Allison.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Dennis, Allison
Sent: Wednesday, August 12, 2020 9:14 PM
To: Hughes, Hayley <hughes.hayley@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>
Cc: Fischer, David <Fischer.David@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Bolen, Derrick <bolen.derrick@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>; Mills, Madeline <Mills.Madeline@epa.gov>; Hanley, Mary <Hanley.Mary@epa.gov>; Grable, Melissa <Grable.Melissa@epa.gov>
Subject: Fwd: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Never a dull moment for OSCP. See incoming below and let's connect in the a.m.

Sent from my iPhone

Begin forwarded message:

From: "Hackel, Angela" <Hackel.Angela@epa.gov>
Date: August 12, 2020 at 9:07:30 PM EDT
To: "Rosen, Bailey" <Rosen.Bailey@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Lieberman, Paige" <Lieberman.Paige@epa.gov>, "Motilall, Christina" <Motilall.Christina@epa.gov>, "Siedschlag, Gregory" <Siedschlag.Gregory@epa.gov>
Cc: "Labbe, Ken" <Labbe.Ken@epa.gov>
Subject: Press Inquiry:FIFRA advisory committee— ddl Thurs. 1:00

Hi everyone,

We received the below and attached from Bloomberg this evening. Stephen's deadline is 1:00 pm, tomorrow.

Please let us know how you would like to respond.

(I hope I got the list of cc's right— going off of memory!)

Thanks,

Angela

Angela Hackel
Senior Advisor
Office of the Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: 202.566.2977
Cell: **Ex. 6**

Begin forwarded message:

From: "Lee, Stephen" <stephenlee@bloombergindustry.com>
Date: August 12, 2020 at 8:26:25 PM EDT
To: Press <Press@epa.gov>
Subject: FIFRA advisory committee

Hey there. Someone from Earthjustice called me just now to say they have concerns about the composition of the FIFRA committee.

It sounds like EJ wants EPA to reopen the nominations process for this panel to include agency grantees, but they haven't heard from you about whether you will do so. Will that happen?

EJ also says this committee qualifies as a "prospective" committee in the sense that its composition will post-date the June 24 announcement that EPA won't challenge the New York decision overturning the Pruitt-era directive banning grantees from serving. Is that your position as well?

I'm aiming for a 1:00 Thursday deadline. Many thanks.

Stephen Lee
Reporter
Bloomberg Environment
Direct: 703-341-3698
Mobile: 202-297-7249
Twitter: [@sklee_ca](https://twitter.com/sklee_ca)
stephenlee@bloombergenvironment.com

Message

From: Knott, Steven [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=24D2F36208D64BEAAA5FDAF7FC29BCE0-KNOTT, STEVEN]
Sent: 8/3/2020 6:44:06 PM
To: Hayley Hughes (hughes.hayley@epa.gov) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d98153a3667544ce81b60dd0b1ecbd0d-Hughes, Hay]; Berkley, Bruce [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=44b87a2cbb1481c9c957a471f697527-BBerkley]
Subject: FW: SACC: reopening nomination period -- request from OGC for information

Hayley,

Ex. 5 Deliberative Process (DP)

Thanks.

Steve

Steven M. Knott, M.S.
Chemist and Executive Secretary
FIFRA Scientific Advisory Panel and
Science Advisory Committee on Chemicals
U.S. EPA Office of Science Coordination and Policy
Knott.steven@epa.gov
(202) 564-0103

From: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>
Sent: Sunday, August 02, 2020 12:26 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Hughes, Hayley <hughes.hayley@epa.gov>; Berkley, Bruce <Berkley.Bruce@epa.gov>; Knott, Steven <Knott.Steven@epa.gov>
Cc: Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>
Subject: SACC: reopening nomination period -- request from OGC for information

Ex. 5 Attorney Client (AC)

Carol Ann Siciliano
Associate Assistant Administrator
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Office & Mobile: Ex. 6 Personal Privacy (PP)
Siciliano.carolann@epa.gov

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Thursday, July 30, 2020 5:37 PM
To: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>
Subject: RE: SACC: reopening nomination period -- request for information

Carol Ann:

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel
Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>
Sent: Friday, July 24, 2020 9:27 AM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>
Subject: RE: SACC: reopening nomination period -- request for information

Thank you. We look forward to hearing from you.

Carol Ann Siciliano
Associate Assistant Administrator
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Office & Mobile: Ex. 6 Personal Privacy (PP)
Siciliano.carolann@epa.gov

From: Simons, Andrew <Simons.Andrew@epa.gov>
Sent: Thursday, July 23, 2020 7:19 PM
To: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>
Subject: RE: SACC: reopening nomination period -- request for information

Ex. 5 Attorney Client (AC)

Andrew Simons
Acting Associate General Counsel

Cross-Cutting Issues Law Office
U.S. Environmental Protection Agency
Tel. 202-564-3649
WJC-N 7526E

CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOLA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.



Please consider the environment before printing this email.

From: Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>
Sent: Thursday, July 23, 2020 7:16 PM
To: Simons, Andrew <Simons.Andrew@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Green, Noelle <Green.Noelle@epa.gov>
Subject: SACC: reopening nomination period -- request for information

Ex. 5 Attorney Client (AC)

Carol Ann Siciliano
Associate Assistant Administrator
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Office & Mobile: Ex. 6 Personal Privacy (PP)
Siciliano.carolann@epa.gov